

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4603

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IN THE HOUSE OF REPRESENTATIVES

JULY 25, 1994

Ordered to be printed with the amendments of the Senate numbered

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## AN ACT

Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies programs for the fiscal year ending September 30, 1995, and making supplemental appropriations for these departments and agencies for the fiscal year ending September 30, 1994, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the  
5       fiscal year ending September 30, 1995, and for other pur-  
6       poses, namely:

1 TITLE I—DEPARTMENT OF JUSTICE AND  
2 RELATED AGENCIES  
3 DEPARTMENT OF JUSTICE  
4 OFFICE OF JUSTICE PROGRAMS  
5 JUSTICE ASSISTANCE

6 For grants, contracts, cooperative agreements, and  
7 other assistance authorized by title I of the Omnibus  
8 Crime Control and Safe Streets Act of 1968, as amended,  
9 and the Missing Children's Assistance Act, as amended,  
10 including salaries and expenses in connection therewith,  
11 and with the Victims of Crime Act of 1984, as amended,  
12 ~~(1)\$94,100,000~~ \$96,600,000, to remain available until ex-  
13 pended, as authorized by section 1001 of title I of the Om-  
14 nibus Crime Control and Safe Streets Act, as amended  
15 by Public Law 102-534 (106 Stat. 3524), of which  
16 \$750,000 of the funds provided under the Missing Chil-  
17 dren's Program shall be made available as a grant to a  
18 national voluntary organization representing Alzheimer  
19 patients and families to plan, design, and operate the  
20 "Safe Return" Program.

21 **(2)***It is the sense of the Senate that of the funds ap-*  
22 *propriated under this title that are made available to the*  
23 *National Institute of Justice for criminal justice research*  
24 *funds should be allocated for research on the crime of stalk-*  
25 *ing and strategies to protect the victims of such crimes.*

## 1 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

2 For grants, contracts, cooperative agreements, and  
3 other assistance authorized by part E of title I of the Om-  
4 nibus Crime Control and Safe Streets Act of 1968, as  
5 amended, for State and Local Narcotics Control and Jus-  
6 tice Assistance Improvements, notwithstanding the provi-  
7 sions of section 511 of said Act, ~~(3)~~\$68,500,000  
8 \$68,000,000, to remain available until expended, as au-  
9 thorized by section 1001 of title I of said Act, as amended  
10 by Public Law 102-534 (106 Stat. 3524), of which: (a)  
11 \$50,000,000 shall be available to carry out the provisions  
12 of chapter A of subpart 2 of part E of title I of said Act,  
13 for discretionary grants under the Edward Byrne Memo-  
14 rial State and Local Law Enforcement Assistance Pro-  
15 grams; (b) \$12,000,000 shall be available to carry out the  
16 provisions of chapter B of subpart 2 of part E of title  
17 I of said Act, for Correctional Options Grants; (c)  
18 \$6,000,000 shall be available for implementation of the  
19 Federal Bureau of Investigation's National Instant Back-  
20 ground Check System~~(4)~~; and ~~(d)~~ \$500,000 shall be  
21 available to carry out the provisions of the Anti Car Theft  
22 Act of 1992 ~~(Public Law 102-519)~~, for grants to be used  
23 in combating motor vehicle theft, of which \$200,000 shall  
24 be available pursuant to subtitle B of title I of said Act,  
25 and of which \$300,000 shall be available pursuant to sec-

tion 306 of title III of said Act: *Provided, That of the funds made available in fiscal year 1995 under chapter A of subpart 2 of part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended: (a) \$2,000,000 shall be available for the activities of the District of Columbia Metropolitan Area Drug Enforcement Task Force; and (b) not to exceed \$500,000 shall be available to make grants or enter contracts to carry out the Denial of Federal Benefits program under the Controlled Substances Act, as amended by the Crime Control Act of 1990 (21 U.S.C. 862):* *Provided, That funds made available in fiscal year 1995 under subpart 1 of part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, may be obligated for programs for the prosecution of driving while intoxicated charges and the enforcement of other laws relating to alcohol use and the operation of motor vehicles: Provided further, That funds made available in fiscal year 1995 under subpart 1 of part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, may be obligated for programs to assist States in the litigation processing of death penalty Federal habeas corpus petitions.*

In addition, for grants, contracts, cooperative agreements, and other assistance, to be allocated and distributed in accordance with section 506(a) of part E of title

1 I of the Omnibus Crime Control and Safe Streets Act of  
 2 1968, as amended (42 U.S.C. 3756), notwithstanding the  
 3 provisions of section 511 of said Act, ~~(5) \$804,280,000~~  
 4 *\$423,000,000*, to remain available until expended, to carry  
 5 out ~~(6)~~ the provisions of—

6           ~~(1) subpart 1 of part E of title I of the Omni-~~  
 7           ~~bus Crime Control and Safe Streets Act of 1968, as~~  
 8           ~~amended, for grants to States under the Edward~~  
 9           ~~Byrne Memorial State and Local Law Enforcement~~  
 10           ~~Assistance Programs,~~

11           ~~(2) section 501 of the Immigration Reform and~~  
 12           ~~Control Act of 1986, as amended (8 U.S.C. 1365),~~  
 13           ~~to reimburse States for costs of incarcerating illegal~~  
 14           ~~aliens, and~~

15           ~~(3) section 106(b) of the Brady Handgun Vio-~~  
 16           ~~lence Prevention Act of 1993, Public Law 103-159~~  
 17           ~~(107 Stat. 1536) to upgrade State criminal history~~  
 18           ~~records~~

19 *provisions of subpart 1 of part E of title I of the Omnibus*  
 20 *Crime Control and Safe Streets Act of 1968, as amended,*  
 21 *for grants to States under the Edward Byrne Memorial*  
 22 *State and Local Law Enforcement Assistance Programs.*

23           *In addition, for grants, contracts, cooperative agree-*  
 24 *ments, and other assistance authorized by section 106(b) of*  
 25 *the Brady Handgun Violence Prevention Act of 1993, Pub-*

1 *lic Law 103–159 (107 Stat. 1536), \$100,000,000, to remain*  
 2 *available until expended, to upgrade criminal history*  
 3 *records.*

4 **(7)** *It is the sense of the Senate that \$200,000 of the*  
 5 *funds appropriated under this title to the Department of*  
 6 *Justice for discretionary grants under the Edward Byrne*  
 7 *Memorial State and Local Law Enforcement Assistance*  
 8 *Programs should be granted to the National Victim Center*  
 9 *to conduct criminal justice and victim service provider*  
 10 *training on the crime of stalking.*

#### 11 JUVENILE JUSTICE PROGRAMS

12 For grants, contracts, cooperative agreements, and  
 13 other assistance authorized by the Juvenile Justice and  
 14 Delinquency Prevention Act of 1974, as amended, includ-  
 15 ing salaries and expenses in connection therewith to be  
 16 transferred to and merged with the appropriations for  
 17 Justice Assistance, **(8)** ~~\$146,500,000, to remain available~~  
 18 ~~until expended, as authorized by section 299 of part I of~~  
 19 ~~title II and section 506 of title V of said Act, as amended~~  
 20 ~~by Public Law 102–586, of which: (a) \$100,000,000 shall~~  
 21 ~~be available for expenses authorized by parts A, B, and~~  
 22 ~~C of title II of said Act; (b) \$7,500,000 shall be available~~  
 23 ~~for expenses authorized by sections 281 and 282 of part~~  
 24 ~~D of title II of said Act for prevention and treatment pro-~~  
 25 ~~grams relating to juvenile gangs; (c) \$15,000,000~~  
 26 ~~\$144,000,000, to remain available until expended, as au-~~

1 *thorized by section 299 of part I of title II and section 506*  
 2 *of title V of said Act, as amended by Public Law 102-586,*  
 3 *of which: (a) \$100,000,000 shall be available for expenses*  
 4 *authorized by parts A, B, and C of title II of said Act;*  
 5 *(b) \$10,000,000 shall be available for expenses authorized*  
 6 *by sections 281 and 282 of part D of title II of said Act*  
 7 *for prevention and treatment programs relating to juvenile*  
 8 *gangs; (c) \$10,000,000 shall be available for expenses au-*  
 9 *thorized by section 285 of part E of title II of said Act;*  
 10 *(d) \$4,000,000 shall be available for expenses authorized*  
 11 *by part G of title II of said Act for juvenile mentoring*  
 12 *programs; and (e) \$20,000,000 shall be available for ex-*  
 13 *penses authorized by title V of said Act for incentive*  
 14 *grants for local delinquency prevention programs.*

15       In addition, for grants, contracts, cooperative agree-  
 16 ments, and other assistance authorized by the Victims of  
 17 Child Abuse Act of 1990, as amended, ~~(9)~~\$11,250,000,  
 18 ~~to remain available until expended,~~ as authorized by sec-  
 19 tions ~~214B, 218, and 224~~ of said Act, of which: (a)  
 20 \$500,000 shall be available for expenses authorized by sec-  
 21 tion ~~213~~ of said Act for regional children's advocacy cen-  
 22 ters; (b) \$2,000,000 shall be available for expenses author-  
 23 ized by section 214 of said Act for local children's advo-  
 24 cacy centers; (c) \$2,000,000 shall be available for tech-  
 25 nical assistance and training, as authorized by section

1 214A of said Act, of which \$1,500,000 is for a grant to  
2 the American Prosecutor Research Institute's National  
3 Center for Prosecution of Child Abuse, and of which  
4 \$500,000 is for a grant to the National Network of Child  
5 Advocacy Centers \$9,750,000, to remain available until ex-  
6 pended, as authorized by sections 214B, 218, and 224 of  
7 said Act, of which: (a) \$500,000 shall be available for ex-  
8 penses authorized by section 213 of said Act for regional  
9 children's advocacy centers; (b) \$1,000,000 shall be avail-  
10 able for expenses authorized by section 214 of said Act for  
11 local children's advocacy centers; (c) \$1,500,000 shall be  
12 available for technical assistance and training, as author-  
13 ized by section 214A of said Act, of which \$1,500,000 is  
14 for a grant to the American Prosecutor Research Institute's  
15 National Center for Prosecution of Child Abuse; (d)  
16 \$1,000,000 shall be available for training and technical  
17 assistance, as authorized by section 217(b)(1) of said Act  
18 for a grant to the National Court Appointed Special Advo-  
19 cates program; (e) \$5,000,000 shall be available for ex-  
20 penses authorized by section 217(b)(2) of said Act to initi-  
21 ate and expand local court appointed special advocate pro-  
22 grams; and (f) \$750,000, notwithstanding section 224(b)  
23 of said Act, shall be available to develop and distribute  
24 model technical assistance and training programs to im-  
25 prove the handling of child abuse and neglect cases, as



1 authorized by section 223(a) of said Act, for a grant to  
2 the National Council of Juvenile and Family Court  
3 Judges.

4 **(10)COMMUNITY POLICING**

5 For grants, contracts, cooperative agreements, and  
6 other assistance authorized in H.R. 3355, the Violent  
7 Crime Control and Law Enforcement Act of 1994, for the  
8 Cops on the Beat Program, including salaries and ex-  
9 penses in connection therewith to be transferred to and  
10 merged with the appropriations for Justice Assistance,  
11 \$1,332,000,000, to remain available until expended.

12 **(11)STATE CORRECTIONAL GRANTS**

13 *For grants to States to develop, construct, or expand*  
14 *correctional facilities, including military style boot camp*  
15 *prison programs and regional prisons, in order to provide*  
16 *secure prison space for the confinement of violent and non-*  
17 *violent offenders, as authorized in H.R. 3355, the Violent*  
18 *Crime Control and Law Enforcement Act of 1993, as passed*  
19 *by the Senate, \$175,000,000, to remain available until ex-*  
20 *pended.*

21 **(12)DRUG COURTS**

22 *For grants, contracts, cooperative agreements, and*  
23 *other assistance to implement drug court programs which*  
24 *combine intensive probationary supervision and mandatory*  
25 *drug testing and treatment as an alternative punishment*

7       For grants, contracts, cooperative agreements, and  
8 other assistance to develop and strengthen effective law en-  
9 forcement and prosecution strategies to combat violent  
10 crimes against women, and to develop and strengthen vic-  
11 tim services in cases involving crimes against women, as  
12 authorized in the Violence Against Women Act contained  
13 in H.R. 3355, the Violent Crime Control and Law Enforce-  
14 ment Act of 1993, as passed by the Senate, \$86,000,000,  
15 to remain available until expended.

17        *For grants to community-based organizations to pro-*  
18 *vide year-round supervised sports programs, and extra-*  
19 *curricular and academic programs for children in order to*  
20 *promote the positive character development of such children,*  
21 *as authorized in H.R. 3355, the Violent Crime Control and*  
22 *Law Enforcement Act of 1993, as passed by the Senate,*  
23 *\$37,000,000, to remain available until expended.*

25        *For grants by the Ounce of Prevention Council, as au-*  
26 *thorized in H.R. 3355, the Violent Crime Control and Law*

1 *Enforcement Act of 1993, as passed by the Senate,*  
 2 *\$3,000,000, to remain available until expended.*

3 PUBLIC SAFETY OFFICERS BENEFITS

4 For payments authorized by part L of title I of the  
 5 Omnibus Crime Control and Safe Streets Act of 1968 (42  
 6 U.S.C. 3796), as amended, such sums as are necessary,  
 7 to remain available until expended, as authorized by sec-  
 8 tion 6093 of Public Law 100–690 (102 Stat. 4339–4340),  
 9 and, in addition, \$2,072,000, to remain available until ex-  
 10 pended, for payments as authorized by section 1201(b) of  
 11 said Act.

12 GENERAL ADMINISTRATION

13 SALARIES AND EXPENSES

14 For expenses necessary for the administration of the  
 15 Department of Justice, ~~(15)\$119,904,000~~ *\$121,267,000*;  
 16 of which not to exceed \$3,317,000 is for the Facilities Pro-  
 17 gram 2000, to remain available until expended: *Provided,*  
 18 That of the offsetting collections credited to this account,  
 19 \$37,000 are permanently canceled.

20 In addition, for expenses necessary to implement the  
 21 President's Immigration Initiative as authorized in  
 22 ~~(16)H.R. 3355, the Violent Crime Control and Law En-~~  
 23 ~~forcement Act of 1994, or similar legislation, \$24,069,000~~  
 24 *H.R. 3355, the Violent Crime Control and Law Enforce-*  
 25 *ment Act of 1993, as passed by the Senate, \$24,300,000,*

1 of which not to exceed \$6,000,000 shall remain available  
2 until September 30, 1996.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector  
5 General in carrying out the provisions of the Inspector  
6 General Act of 1978, as amended, \$30,500,000; including  
7 not to exceed \$10,000 to meet unforeseen emergencies of  
8 a confidential character, to be expended under the direc-  
9 tion of, and to be accounted for solely under the certificate  
10 of, the Attorney General; and for the acquisition, lease,  
11 maintenance and operation of motor vehicles without re-  
12 gard to the general purchase price limitation: *Provided,*  
13 That of the offsetting collections credited to this account,  
14 \$24,000 are permanently canceled.

15 **(17)** *COMMUNITY POLICING*

16 *For grants, contracts, cooperative agreements, and*  
17 *other assistance authorized in H.R. 3355, the Violent Crime*  
18 *Control and Law Enforcement Act of 1993, as passed by*  
19 *the Senate, for the Cops on the Beat Program, including*  
20 *salaries and expenses in connection therewith,*  
21 *\$1,300,000,000, to remain available until expended: Pro-*  
22 *vided, That the funds appropriated in this paragraph may*  
23 *also be available to carry out the provisions of section 501*  
24 *of the Immigration Reform and Control Act of 1986, as*  
25 *amended (8 U.S.C. 1365).*

## 1 WEED AND SEED PROGRAM FUND

2 For necessary expenses, including salaries and relat-  
3 ed expenses of the Executive Office for Weed and Seed,  
4 to implement “Weed and Seed” program activities,  
5 ~~“(18)\$13,150,000~~ *\$13,456,000*, to remain available until  
6 expended for intergovernmental agreements, including  
7 grants, cooperative agreements, and contracts, with State  
8 and local law enforcement agencies engaged in the inves-  
9 tigation and prosecution of violent crimes and drug of-  
10 fenses in “Weed and Seed” designated communities, and  
11 for either reimbursements or transfers to appropriation  
12 accounts of the Department of Justice and other Federal  
13 agencies which shall be specified by the Attorney General  
14 to execute the “Weed and Seed” program strategy: *Pro-*  
15 *vided*, That funds designated by Congress through lan-  
16 guage for other Department of Justice appropriation ac-  
17 counts for “Weed and Seed” program activities shall be  
18 managed and executed by the Attorney General through  
19 the Executive Office for Weed and Seed: *Provided further*,  
20 That the Attorney General may direct the use of other  
21 Department of Justice funds and personnel in support of  
22 “Weed and Seed” program activities only after the Attor-  
23 ney General notifies the Committees on Appropriations of  
24 the House of Representatives and the Senate in accord-  
25 ance with section 605 of this Act.

1 WORKING CAPITAL FUND

2 Of the offsetting collections credited to this account,  
3 \$387,000 are permanently canceled.

4 UNITED STATES PAROLE COMMISSION

5 SALARIES AND EXPENSES

6 For necessary expenses of the United States Parole  
7 Commission as authorized by law, \$7,451,000.

8 LEGAL ACTIVITIES

9 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

10 For expenses necessary for the legal activities of the  
11 Department of Justice, not otherwise provided for, includ-  
12 ing not to exceed \$20,000 for expenses of collecting evi-  
13 dence, to be expended under the direction of, and to be  
14 accounted for solely under the certificate of, the Attorney  
15 General; and rent of private or Government-owned space  
16 in the District of Columbia; ~~(19)\$411,786,000~~  
17 ~~\$428,664,000~~; of which not to exceed \$10,000,000 for liti-  
18 gation support contracts shall remain available until ex-  
19 pended: *Provided*, That of the funds available in this ap-  
20 propriation, not to exceed \$50,099,000 shall remain avail-  
21 able until expended for office automation systems for the  
22 legal divisions covered by this appropriation, and for the  
23 United States Attorneys, the Antitrust Division, and of-  
24 fices funded through “Salaries and Expenses”, General  
25 Administration: *Provided further*, That of the total amount

1 appropriated, not to exceed \$1,000 shall be available to  
2 the United States National Central Bureau, INTERPOL,  
3 for official reception and representation expenses: *Pro-*  
4 *vided further*, That notwithstanding 31 U.S.C. 1342, the  
5 Attorney General may accept on behalf of the United  
6 States and credit to this appropriation, gifts of money,  
7 personal property and services, for the purpose of hosting  
8 the International Criminal Police Organization's  
9 (INTERPOL) American Regional Conference in the Unit-  
10 ed States during fiscal year 1995: *Provided further*, That  
11 of the offsetting collections credited to this account,  
12 \$99,000 are permanently canceled.

13 In addition, for expenses necessary to implement the  
14 President's Immigration Initiative as authorized in  
15 ~~(20)H.R. 3355, the Violent Crime Control and Law En-~~  
16 ~~forcement Act of 1994, or similar legislation, \$4,695,000~~  
17 *H.R. 3355, the Violent Crime Control and Law Enforce-*  
18 *ment Act of 1993, as passed by the Senate, \$2,000,000*, of  
19 which not to exceed \$1,250,000 shall remain available  
20 until September 30, 1996.

21 In addition, for reimbursement of expenses of the De-  
22 partment of Justice associated with processing cases  
23 under the National Childhood Vaccine Injury Act of 1986,  
24 not to exceed \$2,500,000 to be appropriated from the Vac-  
25 cine Injury Compensation Trust Fund, as authorized by

1 section 6601 of the Omnibus Budget Reconciliation Act,  
 2 1989, as amended by Public Law 101-509 (104 Stat.  
 3 1289).

4 CIVIL LIBERTIES PUBLIC EDUCATION FUND

5 For research contracts and public education activi-  
 6 ties, and to publish and distribute the hearings, findings,  
 7 and recommendations of the Commission on Wartime Re-  
 8 location and Internment of Civilians, pursuant to section  
 9 106(b) of the Civil Liberties Act of 1988 (Public Law  
 10 100-383), \$5,000,000, to remain available until expended.

11 SALARIES AND EXPENSES, ANTITRUST DIVISION

12 For expenses necessary for the enforcement of anti-  
 13 trust and kindred laws, ~~(21)\$75,655,000: *Provided*, That~~  
 14 ~~notwithstanding any other provision of law, not to exceed~~  
 15 ~~\$35,460,000 of offsetting collections derived from fees col-~~  
 16 ~~lected for premerger notification filings under the Hart-~~  
 17 ~~Scott-Rodino Antitrust Improvements Act of 1976 (15~~  
 18 ~~U.S.C. 18(a)) shall be retained and used for necessary ex-~~  
 19 ~~penses in this appropriation, and shall remain available~~  
 20 ~~until expended: *Provided further*, That the sum herein ap-~~  
 21 ~~propriated shall be reduced as such offsetting collections~~  
 22 ~~are received during fiscal year 1995, so as to result in~~  
 23 ~~a final fiscal year 1995 appropriation estimated at not~~  
 24 ~~more than \$40,195,000: *Provided further*, That any fees~~  
 25 ~~received in excess of \$35,460,000 in fiscal year 1995 shall~~  
 26 ~~remain available until expended, but shall not be available~~



1 ~~for obligation until October 1, 1995:~~ \$85,155,000: *Pro-*  
 2 *vided, That notwithstanding any other provision of law, not*  
 3 *to exceed \$33,460,000 of offsetting collections derived from*  
 4 *fees collected for premerger notification filings under the*  
 5 *Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15*  
 6 *U.S.C. 18(a)) shall be retained and used for necessary ex-*  
 7 *penses in this appropriation, and shall remain available*  
 8 *until expended: Provided further, That the sum herein ap-*  
 9 *propriated shall be reduced as such offsetting collections are*  
 10 *received during fiscal year 1995, so as to result in a final*  
 11 *fiscal year 1995 appropriation estimated at not more than*  
 12 *\$51,695,000: Provided further, That any fees received in ex-*  
 13 *cess of \$33,460,000 collected during fiscal year 1995 shall*  
 14 *be available until expended: Provided further, That of the*  
 15 *offsetting collections credited to this account, \$155,000*  
 16 *are permanently canceled.*

17 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

18 For necessary expenses of the Office of the United  
 19 States Attorneys, including intergovernmental agree-  
 20 ments, ~~(22)\$820,177,000~~ \$832,723,000, of which not to  
 21 exceed \$2,500,000 shall be available until September 30,  
 22 1996 for the purposes of (1) providing training of person-  
 23 nel of the Department of Justice in debt collection, (2)  
 24 providing services to the Department of Justice related to  
 25 locating debtors and their property, such as title searches,  
 26 debtor skiptracing, asset searches, credit reports and other

1 investigations, (3) paying the costs of the Department of  
2 Justice for the sale of property not covered by the sale  
3 proceeds, such as auctioneers' fees and expenses, mainte-  
4 nance and protection of property and businesses, advertis-  
5 ing and title search and surveying costs, and (4) paying  
6 the costs of processing and tracking debts owed to the  
7 United States Government: *Provided*, That of the total  
8 amount appropriated, not to exceed \$8,000 shall be avail-  
9 able for official reception and representation expenses:  
10 *Provided further*, That not to exceed \$10,000,000 of those  
11 funds available for automated litigation support contracts  
12 shall remain available until expended: *Provided further*,  
13 That of the offsetting collections credited to this account,  
14 \$180,000 are permanently canceled.

15       **(23)**~~In addition, for expenses necessary to implement~~  
16 ~~the President's Immigration Initiative as authorized in~~  
17 ~~H.R. 3355, the Violent Crime Control and Law Enforce-~~  
18 ~~ment Act of 1994, or similar legislation, \$6,799,000, of~~  
19 ~~which not to exceed \$2,000,000 shall remain available~~  
20 ~~until September 30, 1996.~~

21       *In addition, for reasonable and necessary expenses to*  
22 *implement the Attorney General's Violent Crime Task Force*  
23 *Initiative, \$25,000,000, including the reasonable and nec-*  
24 *essary expenses of intergovernmental, interlocal, cooperative*  
25 *and task force agreements, however denominated, and con-*

1 *tracts with State and local prosecutive and law enforcement*  
 2 *agencies engaged in the investigation and prosecution of*  
 3 *crimes of violence and drug trafficking crimes.*

4 UNITED STATES TRUSTEE SYSTEM FUND

5 For the necessary expenses of the United States  
 6 Trustee Program, ~~(24)~~\$100,469,000, as authorized by 28  
 7 U.S.C. 589a(a), to remain available until expended, for ac-  
 8 tivities authorized by section 115 of the Bankruptcy  
 9 Judges, United States Trustees, and Family Farmer  
 10 Bankruptcy Act of 1986 (Public Law 99-554), of which  
 11 \$61,593,000 shall be derived from the United States  
 12 Trustee System Fund: *Provided*, That deposits to the  
 13 Fund are available in such amounts as may be necessary  
 14 to pay refunds due depositors: *Provided further*, That, not-  
 15 withstanding any other provision of law, not to exceed  
 16 \$38,876,000 of offsetting collections derived from fees col-  
 17 lected pursuant to section 589a(f) of title 28, United  
 18 States Code, as amended by section 111 of Public Law  
 19 102-140 (105 Stat. 795), shall be retained and used for  
 20 necessary expenses in this appropriation: *Provided further*,  
 21 That the \$100,469,000 herein appropriated shall be re-  
 22 duced as such offsetting collections are received during fis-  
 23 cal year 1995, so as to result in a final fiscal year 1995  
 24 appropriation estimated at not more than \$61,593,000:  
 25 *Provided further*, That any of the aforementioned fees col-  
 26 lected in excess of \$38,876,000 \$104,889,000, as author-

1 ized by 28 U.S.C. 589a(a), to remain available until ex-  
2 pended, for activities authorized by section 115 of the Bank-  
3 ruptcy Judges, United States Trustees, and Family Farmer  
4 Bankruptcy Act of 1986 (Public Law 99-554), of which  
5 \$64,292,000 shall be derived from the United States Trustee  
6 System Fund: Provided, That deposits to the Fund are  
7 available in such amounts as may be necessary to pay re-  
8 funds due depositors: Provided further, That, notwithstand-  
9 ing any other provision of law, not to exceed \$40,597,000  
10 of offsetting collections derived from fees collected pursuant  
11 to section 589a(f) of title 28, United States Code, as amend-  
12 ed by section 111 of Public Law 102-140 (105 Stat. 795),  
13 shall be retained and used for necessary expenses in this  
14 appropriation: Provided further, That the \$104,889,000  
15 herein appropriated shall be reduced as such offsetting col-  
16 lections are received during fiscal year 1995, so as to result  
17 in a final fiscal year 1995 appropriation estimated at not  
18 more than \$64,292,000: Provided further, That any of the  
19 aforementioned fees collected in excess of \$40,597,000 in fis-  
20 cal year 1995 shall remain available until expended, but  
21 shall not be available for obligation until October 1, 1995:  
22 Provided further, That of the offsetting collections credited  
23 to this account, \$218,000 are permanently canceled.

1 SALARIES AND EXPENSES, FOREIGN CLAIMS

2 SETTLEMENT COMMISSION

3 For expenses necessary to carry out the activities of  
4 the Foreign Claims Settlement Commission, including  
5 services as authorized by 5 U.S.C. 3109, \$830,000.

6 SALARIES AND EXPENSES, UNITED STATES MARSHALS

7 SERVICE

8 For necessary expenses of the United States Mar-  
9 shals Service; including the acquisition, lease, mainte-  
10 nance, and operation of vehicles and aircraft, and the pur-  
11 chase of passenger motor vehicles for police-type use with-  
12 out regard to the general purchase price limitation for the  
13 current fiscal year; ~~(25)\$390,185,000~~ \$403,055,000, as  
14 authorized by 28 U.S.C. 561(i), of which not to exceed  
15 \$6,000 shall be available for official reception and rep-  
16 resentation expenses: *Provided*, That of the offsetting col-  
17 lections credited to this account, \$95,000 are permanently  
18 canceled.

19 SUPPORT OF UNITED STATES PRISONERS

20 For support of United States prisoners in the custody  
21 of the United States Marshals Service as authorized in  
22 18 U.S.C. 4013, but not including expenses otherwise pro-  
23 vided for in appropriations available to the Attorney Gen-  
24 eral; ~~(26)\$299,465,000~~ \$298,216,000, as authorized by  
25 28 U.S.C. 561(i), to remain available until expended.

## 1 FEES AND EXPENSES OF WITNESSES

2 For expenses, mileage, compensation, and per diems  
3 of witnesses, for expenses of contracts for the procurement  
4 and supervision of expert witnesses, for private counsel ex-  
5 penses, and for per diems in lieu of subsistence, as author-  
6 ized by law, including advances, \$78,000,000, to remain  
7 available until expended; of which not to exceed  
8 \$4,750,000 may be made available for planning, construc-  
9 tion, renovation, maintenance, remodeling, and repair of  
10 buildings and the purchase of equipment incident thereto  
11 for protected witness safesites; of which not to exceed  
12 \$1,000,000 may be made available for the purchase and  
13 maintenance of armored vehicles for transportation of pro-  
14 tected witnesses; and of which not to exceed \$4,000,000  
15 may be made available for the purchase, installation and  
16 maintenance of a secure automated information network  
17 to store and retrieve the identities and locations of pro-  
18 tected witnesses.

## 19 SALARIES AND EXPENSES, COMMUNITY RELATIONS

## 20 SERVICE

21 For necessary expenses of the Community Relations  
22 Service, established by title X of the Civil Rights Act of  
23 1964, \$20,379,000, of which not to exceed \$10,001,000  
24 shall remain available until expended to make payments  
25 in advance for grants, contracts and reimbursable agree-  
26 ments and other expenses necessary under section 501(c)

1 of the Refugee Education Assistance Act of 1980 (Public  
2 Law 96-422; 94 Stat. 1809) for the processing, care,  
3 maintenance, security, transportation and reception and  
4 placement in the United States of Cuban and Haitian  
5 entrants: *Provided*, That notwithstanding section  
6 501(e)(2)(B) of the Refugee Education Assistance Act of  
7 1980 (Public Law 96-422; 94 Stat. 1810), funds may be  
8 expended for assistance with respect to Cuban and Hai-  
9 tian entrants as authorized under section 501(c) of such  
10 Act.

11 ASSETS FORFEITURE FUND

12 For expenses authorized by 28 U.S.C.  
13 524(c)(1)(A)(ii), (B), (C), (F), and (G), as amended,  
14 \$55,000,000 to be derived from the Department of Justice  
15 Assets Forfeiture Fund.

16 Amounts otherwise available for obligation in fiscal  
17 year 1995 are reduced by \$92,000.

18 RADIATION EXPOSURE COMPENSATION

19 ADMINISTRATIVE EXPENSES

20 For necessary administrative expenses in accordance  
21 with the Radiation Exposure Compensation Act,  
22 \$2,655,000.

23 INTERAGENCY LAW ENFORCEMENT

24 ORGANIZED CRIME DRUG ENFORCEMENT

25 For necessary expenses for the detection, investiga-  
26 tion, and prosecution of individuals involved in organized

1 crime drug trafficking not otherwise provided for, to in-  
2 clude intergovernmental agreements with State and local  
3 law enforcement agencies engaged in the investigation and  
4 prosecution of individuals involved in organized crime drug  
5 trafficking, ~~(27)\$383,250,000~~ *\$369,943,000*, of which  
6 \$50,000,000 shall remain available until expended: *Pro-*  
7 *vided*, That any amounts obligated from appropriations  
8 under this heading may be used under authorities avail-  
9 able to the organizations reimbursed from this appropria-  
10 tion: *Provided further*, That any unobligated balances re-  
11 maining available at the end of the fiscal year shall revert  
12 to the Attorney General for reallocation among participat-  
13 ing organizations in succeeding fiscal years, subject to the  
14 reprogramming procedures described in section 605 of this  
15 Act.

16 FEDERAL BUREAU OF INVESTIGATION

17 SALARIES AND EXPENSES

18 For expenses necessary for detection, investigation,  
19 and prosecution of crimes against the United States; in-  
20 cluding purchase for police-type use of not to exceed 1,815  
21 passenger motor vehicles of which 1,300 will be for re-  
22 placement only, without regard to the general purchase  
23 price limitation for the current fiscal year, and hire of pas-  
24 senger motor vehicles; acquisition, lease, maintenance and  
25 operation of aircraft; and not to exceed \$70,000 to meet



1 unforeseen emergencies of a confidential character, to be  
2 expended under the direction of, and to be accounted for  
3 solely under the certificate of, the Attorney General;  
4 ~~●(28)\$2,178,218,000~~ \$2,230,511,000, of which not to ex-  
5 ceed \$35,000,000 for automated data processing and tele-  
6 communications and technical investigative equipment and  
7 \$1,000,000 for undercover operations shall remain avail-  
8 able until September 30, 1996; of which not to exceed  
9 \$14,000,000 for research and development related to in-  
10 vestigative activities shall remain available until expended;  
11 of which not to exceed \$10,000,000 is authorized to be  
12 made available for making payments or advances for ex-  
13 penses arising out of contractual or reimbursable agree-  
14 ments with State and local law enforcement agencies while  
15 engaged in cooperative activities related to violent crime,  
16 terrorism, organized crime, and drug investigations; of  
17 which \$84,400,000, to remain available until expended,  
18 shall only be available to defray expenses for the automa-  
19 tion of fingerprint identification services and related costs;  
20 and of which \$1,500,000 shall be available to maintain  
21 an independent program office dedicated solely to the relo-  
22 cation of the Criminal Justice Information Services Divi-  
23 sion and the automation of fingerprint identification serv-  
24 ices: *Provided*, That not to exceed \$45,000 shall be avail-  
25 able for official reception and representation expenses:

1 *Provided further*, That of the offsetting collections credited  
2 to this account, \$572,000 are permanently canceled.

3 DRUG ENFORCEMENT ADMINISTRATION

4 SALARIES AND EXPENSES

5 For necessary expenses of the Drug Enforcement Ad-  
6 ministration, including not to exceed \$70,000 to meet un-  
7 foreseen emergencies of a confidential character, to be ex-  
8 pended under the direction of, and to be accounted for  
9 solely under the certificate of, the Attorney General; ex-  
10 penses for conducting drug education and training pro-  
11 grams, including travel and related expenses for partici-  
12 pants in such programs and the distribution of items of  
13 token value that promote the goals of such programs; pur-  
14 chase of not to exceed 1,265 passenger motor vehicles, of  
15 which 1,115 will be for replacement only, for police-type  
16 use without regard to the general purchase price limitation  
17 for the current fiscal year; and acquisition, lease, mainte-  
18 nance, and operation of aircraft; ~~(29)\$742,497,000~~  
19 ~~\$760,801,000~~, of which not to exceed \$1,800,000 for re-  
20 search shall remain available until expended, and of which  
21 not to exceed \$4,000,000 for purchase of evidence and  
22 payments for information, not to exceed \$4,000,000 for  
23 contracting for ADP and telecommunications equipment,  
24 and not to exceed \$2,000,000 for technical and laboratory  
25 equipment shall remain available until September 30,

1 1996, and of which not to exceed \$50,000 shall be avail-  
 2 able for official reception and representation expenses:  
 3 *Provided*, That of the offsetting collections credited to this  
 4 account, \$439,000 are permanently canceled.

5 IMMIGRATION AND NATURALIZATION SERVICE

6 SALARIES AND EXPENSES

7 For expenses, not otherwise provided for, necessary  
 8 for the administration and enforcement of the laws relat-  
 9 ing to immigration, naturalization, and alien registration,  
 10 including not to exceed \$50,000 to meet unforeseen emer-  
 11 gencies of a confidential character, to be expended under  
 12 the direction of, and to be accounted for solely under the  
 13 certificate of, the Attorney General; purchase for police-  
 14 type use (not to exceed ~~(30)~~346 813 of which 177 are  
 15 for replacement only) without regard to the general pur-  
 16 chase price limitation for the current fiscal year, and hire  
 17 of passenger motor vehicles; acquisition, lease, mainte-  
 18 nance and operation of aircraft; and research related to  
 19 immigration enforcement; ~~(31)~~\$1,098,602,000  
 20 \$1,164,856,000, of which not to exceed \$400,000 for re-  
 21 search shall remain available until expended, and of which  
 22 not to exceed \$10,000,000 shall be available for costs asso-  
 23 ciated with the Training program for basic officer train-  
 24 ing: *Provided*, That none of the funds available to the Im-  
 25 migration and Naturalization Service shall be available for

1 administrative expenses to pay any employee overtime pay  
 2 in an amount in excess of \$25,000 ~~(32)~~ *during the cal-*  
 3 *endar year beginning January 1, 1995: Provided further,*  
 4 That uniforms may be purchased without regard to the  
 5 general purchase price limitation for the current fiscal  
 6 year: *Provided further,* That not to exceed \$5,000 shall  
 7 be available for official reception and representation ex-  
 8 penses: *Provided further,* That of the offsetting collections  
 9 credited to this account, \$1,240,000 are permanently can-  
 10 celed.

11 In addition, for expenses, not otherwise provided for,  
 12 necessary to implement the President's Immigration Ini-  
 13 tiative as authorized in ~~(33)~~ *H.R. 3355, the Violent Crime*  
 14 *Control and Law Enforcement Act of 1994, or similar leg-*  
 15 *islation, to include purchase of uniforms and not to exceed*  
 16 *467 passenger motor vehicles for police-type use without*  
 17 *regard to the general purchase price limitation for the cur-*  
 18 *rent fiscal year, \$251,157,000, of which not to exceed*  
 19 *\$116,842,000 H.R. 3355, the Violent Crime Control and*  
 20 *Law Enforcement Act of 1993, as passed by the Senate,*  
 21 *\$264,200,000, of which not to exceed \$199,000,000 for pro-*  
 22 *curing automation, communications and technical systems*  
 23 and equipment shall remain available until expended.

1                                   **(34)** CONSTRUCTION

2           *For planning, construction, renovation, equipping and*  
 3 *maintenance of buildings and facilities necessary for the ad-*  
 4 *ministration and enforcement of the laws relating to immi-*  
 5 *gration, naturalization, and alien registration, not other-*  
 6 *wise provided for, \$100,000,000, to remain available until*  
 7 *expended.*

8                                   **(35)** IMMIGRATION EMERGENCY FUND

9           *For necessary expenses of the immigration emergency*  
 10 *fund as authorized by section 404(b) of the Immigration*  
 11 *and Nationality Act, \$8,500,000, to remain available until*  
 12 *expended.*

13                                   FEDERAL PRISON SYSTEM

14                                   SALARIES AND EXPENSES

15           For expenses necessary for the administration, oper-  
 16 ation, and maintenance of Federal penal and correctional  
 17 institutions, including purchase (not to exceed 736 of  
 18 which 383 are for replacement only) and hire of law en-  
 19 forcement and passenger motor vehicles; and for the provi-  
 20 sion of technical assistance and advice on corrections re-  
 21 lated issues to foreign governments; **(36)** ~~\$2,356,404,000~~  
 22 *\$2,400,104,000: Provided, That there may be transferred*  
 23 *to the Health Resources and Services Administration such*  
 24 *amounts as may be necessary, in the discretion of the At-*  
 25 *torney General, for direct expenditures by that Adminis-*

1 tration for medical relief for inmates of Federal penal and  
2 correctional institutions: *Provided further*, That the Direc-  
3 tor of the Federal Prison System (FPS), where necessary,  
4 may enter into contracts with a fiscal agent/fiscal  
5 intermediary claims processor to determine the amounts  
6 payable to persons who, on behalf of the FPS, furnish  
7 health services to individuals committed to the custody of  
8 the FPS: *Provided further*, That uniforms may be pur-  
9 chased without regard to the general purchase price limi-  
10 tation for the current fiscal year: *Provided further*, That  
11 not to exceed \$6,000 shall be available for official recep-  
12 tion and representation expenses: *Provided further*, That  
13 not to exceed \$50,000,000 for the activation of new facili-  
14 ties shall remain available until September 30, 1996: *Pro-*  
15 *vided further*, That of the amounts provided for Contract  
16 Confinement, not to exceed \$20,000,000 shall remain  
17 available until expended to make payments in advance for  
18 grants, contracts and reimbursable agreements and other  
19 expenses authorized by section 501(c) of the Refugee Edu-  
20 cation Assistance Act of 1980 for the care and security  
21 in the United States of Cuban and Haitian entrants: *Pro-*  
22 *vided further*, That any unobligated balances available for  
23 the care of Mariel Cuban detainees under the heading,  
24 “Salaries and Expenses, Community Relations Service”

1 are transferred to this heading, and shall remain available  
 2 until expended.

3 NATIONAL INSTITUTE OF CORRECTIONS

4 For carrying out the provisions of sections 4351–  
 5 4353 of title 18, United States Code, which established  
 6 a National Institute of Corrections, and for the provision  
 7 of technical assistance and advice on corrections related  
 8 issues to foreign governments, ~~(37)\$10,344,000~~  
 9 *\$10,144,000*, to remain available until expended.

10 BUILDINGS AND FACILITIES

11 For planning, acquisition of sites and construction of  
 12 new facilities; leasing the Oklahoma City Airport Trust  
 13 Facility; purchase and acquisition of facilities and remod-  
 14 eling and equipping of such facilities for penal and correc-  
 15 tional use, including all necessary expenses incident there-  
 16 to, by contract or force account; and constructing, remod-  
 17 eling, and equipping necessary buildings and facilities at  
 18 existing penal and correctional institutions, including all  
 19 necessary expenses incident thereto, by contract or force  
 20 account; ~~(38)\$238,094,000~~ *\$243,324,000*, to remain  
 21 available until expended, of which not to exceed  
 22 \$14,074,000 shall be available to construct areas for in-  
 23 mate work programs: *Provided*, That labor of United  
 24 States prisoners may be used for work performed under  
 25 this appropriation: *Provided further*, That not to exceed  
 26 10 per centum of the funds appropriated to “Buildings

1 and Facilities” in this Act or any other Act may be trans-  
2 ferred to “Salaries and Expenses”, Federal Prison System  
3 upon notification by the Attorney General to the Commit-  
4 tees on Appropriations of the House of Representatives  
5 and the Senate in compliance with provisions set forth in  
6 section 605 of this Act: *Provided further*, That unless a  
7 notification as required under section 605 of this Act is  
8 submitted to the Committees on Appropriations of the  
9 House and Senate, none of the funds in this Act for the  
10 Cooperative Agreement Program shall be available for a  
11 cooperative agreement with a State or local government  
12 for the housing of Federal prisoners and detainees when  
13 the cost per bed space for such cooperative agreement ex-  
14 ceeds \$50,000, and in addition, any cooperative agreement  
15 with a cost per bed space that exceeds \$25,000 must re-  
16 main in effect for no less than 15 years: *Provided further*,  
17 That of the total amount appropriated, not to exceed  
18 \$9,903,000 shall be available for the renovation and con-  
19 struction of United States Marshals Service prisoner hold-  
20 ing facilities.

21 FEDERAL PRISON INDUSTRIES, INCORPORATED

22 The Federal Prison Industries, Incorporated, is here-  
23 by authorized to make such expenditures, within the limits  
24 of funds and borrowing authority available, and in accord  
25 with the law, and to make such contracts and commit-  
26 ments, without regard to fiscal year limitations as pro-



1 vided by section 104 of the Government Corporation Con-  
2 trol Act, as amended, as may be necessary in carrying out  
3 the program set forth in the budget for the current fiscal  
4 year for such corporation, including purchase of (not to  
5 exceed five for replacement only) and hire of passenger  
6 motor vehicles.

7     LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL  
8             PRISON INDUSTRIES, INCORPORATED

9         Not to exceed \$3,463,000 of the funds of the corpora-  
10 tion shall be available for its administrative expenses, and  
11 for services as authorized by 5 U.S.C. 3109, to be com-  
12 puted on an accrual basis to be determined in accordance  
13 with the corporation's current prescribed accounting sys-  
14 tem, and such amounts shall be exclusive of depreciation,  
15 payment of claims, and expenditures which the said ac-  
16 counting system requires to be capitalized or charged to  
17 cost of commodities acquired or produced, including sell-  
18 ing and shipping expenses, and expenses in connection  
19 with acquisition, construction, operation, maintenance, im-  
20 provement, protection, or disposition of facilities and other  
21 property belonging to the corporation or in which it has  
22 an interest.

23     GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

24         SEC. 101. In addition to amounts otherwise made  
25 available in this title for official reception and representa-  
26 tion expenses, a total of not to exceed \$45,000 from funds

1 appropriated to the Department of Justice in this title  
2 shall be available to the Attorney General for official re-  
3 ception and representation expenses in accordance with  
4 distributions, procedures, and regulations established by  
5 the Attorney General.

6 SEC. 102. Subject to subsection (b) of section 102  
7 of the Department of Justice and Related Agencies Appro-  
8 priations Act, 1993, authorities contained in Public Law  
9 96-132, “The Department of Justice Appropriation Au-  
10 thorization Act, Fiscal Year 1980”, shall remain in effect  
11 until the termination date of this Act or until the effective  
12 date of a Department of Justice Appropriation Authoriza-  
13 tion Act, whichever is earlier.

14 SEC. 103. None of the funds appropriated under this  
15 title shall be used to require any person to perform, or  
16 facilitate in any way the performance of, any abortion.

17 SEC. 104. Nothing in the preceding section shall re-  
18 move the obligation of the Director of the Bureau of Pris-  
19 ons to provide escort services necessary for a female in-  
20 mate to receive such service outside the Federal facility:  
21 *Provided*, That nothing in this section in any way dimin-  
22 ishes the effect of section 103 intended to address the phil-  
23 osophical beliefs of individual employees of the Bureau of  
24 Prisons.

1        SEC. 105. Pursuant to the provisions of law set forth  
2 in 18 U.S.C. 3071–3077, not to exceed \$5,000,000 of the  
3 funds appropriated to the Department of Justice in this  
4 title shall be available for rewards to individuals who fur-  
5 nish information regarding acts of terrorism against a  
6 United States person or property.

7        SEC. 106. Not to exceed 5 percent of any appropria-  
8 tion made available for the current fiscal year for the De-  
9 partment of Justice in this Act may be transferred be-  
10 tween such appropriations, but no such appropriation, ex-  
11 cept as otherwise specifically provided, shall be increased  
12 by more than 10 percent by any such transfers: *Provided*,  
13 That this section shall not apply to any appropriation  
14 made available in title I of this Act under the heading,  
15 “Office of Justice Programs, Justice Assistance”: *Pro-*  
16 *vided further*, That any transfer pursuant to this section  
17 shall be treated as a reprogramming of funds under sec-  
18 tion 605 of this Act and shall not be available for obliga-  
19 tion or expenditure except in compliance with the proce-  
20 dures set forth in that section.

21        SEC. 107. In fiscal year 1995 ~~(39)~~and thereafter,  
22 amounts in the Federal Prison System’s Commissary  
23 Fund, Federal Prisons, which are not currently needed for  
24 operations, shall be kept on deposit or invested in obliga-  
25 tions of, or guaranteed by, the United States and all earn-

1 ings on such investments shall be deposited in the Com-  
2 missary Fund.

3 SEC. 108. (a) Of the budgetary resources available  
4 to the Department of Justice during fiscal year 1995,  
5 \$23,830,000 are permanently canceled.

6 (b) The Attorney General shall allocate the amount  
7 of budgetary resources canceled among the Department's  
8 accounts available for procurement and procurement-relat-  
9 ed expenses. Amounts available for procurement and pro-  
10 curement-related expenses in each such account shall be  
11 reduced by the amount allocated to such account.

12 (c) For the purposes of this section, the definition  
13 of "procurement" includes all stages of the process of ac-  
14 quiring property or services, beginning with the process  
15 of determining a need for a product or services and ending  
16 with contract completion and closeout, as specified in 41  
17 U.S.C. 403(2).

18 ~~(40)~~ SEC. 109. *Notwithstanding 31 U.S.C. 3302 or*  
19 *any other law, in litigation involving unusually high costs,*  
20 *the Department of Justice may receive and retain reim-*  
21 *bursement for salaries and expenses, for fiscal year 1995*  
22 *and thereafter, from any other governmental component*  
23 *being represented in the litigation.*

1       **(41)** SEC. 110. Paragraph 524(c)(9) of title 28, United  
2 States Code, is amended by amending subparagraph (D)  
3 to read as follows:

4       “(D) Subject to the notification procedures contained  
5 in section 605 of Public Law 103–121, and after satisfying  
6 the transfer requirement in subparagraph (B) above, any  
7 excess unobligated amounts remaining in the Fund on Sep-  
8 tember 30, 1994 shall be available to the Attorney General,  
9 without fiscal year limitation, for any federal law enforce-  
10 ment, litigative/prosecutive, and correctional activities, or  
11 any other authorized purpose of the Department of Justice.  
12 Any amounts provided pursuant to this section may be used  
13 under authorities available to the organization receiving the  
14 funds. For purposes of this paragraph, ‘excess unobligated  
15 amounts’ means total unobligated amounts in the Fund on  
16 September 30 less the sum of amounts unavailable for obli-  
17 gation except by court order, amounts previously declared  
18 as a surplus available to the Attorney General for obliga-  
19 tion, and amounts required to be reserved to ensure the  
20 availability of funds in the next fiscal year for purposes  
21 authorized under paragraph (1).”.

22       **(42)** SEC. 111. Public Law 103–121 (107 Stat. 1161)  
23 is amended by inserting the words “and California” after  
24 the phrase “for projects on the northern border of the United  
25 States”.

1       **(43)** *SEC. 112. SENSE OF THE SENATE.—It is the*  
2 *sense of the Senate that the Attorney General should:*

3           *(a) Evaluate the number of individuals illegally*  
4 *crossing the United States-Mexico border.*

5           *(b) Develop and implement a policy that seeks to*  
6 *curb the number of illegal border crossings.*

7           *(c) Ensure that any policy developed seeks to*  
8 *curb the number of crossings equally along the en-*  
9 *tirety of the Southwest border.*

10          *(d) Ensure that such policy enables law enforce-*  
11 *ment officials to shift resources to address any in-*  
12 *creases in the number of illegal border crossings wher-*  
13 *ever they may occur.*

14       **(44)** *SEC. 113. (a) The Senate finds that—*

15           *(1) \$14,000,000,000 is owed to over 9,000,000*  
16 *children as a result of interstate child support eva-*  
17 *sion;*

18           *(2) chapter 11A of title 18, United States Code,*  
19 *effective since October 25, 1992, makes willful avoid-*  
20 *ance of child support payments across State lines a*  
21 *Federal crime;*

22           *(3) chapter 11A of title 18, United States Code,*  
23 *is a useful Federal tool to assist in the collection and*  
24 *enforcement of interstate child support cases;*

1           (4) the President has committed to improve  
2 interstate child support enforcement as a part of his  
3 welfare reform initiative;

4           (5) despite such commitment, only five cases  
5 have been tried or filed under chapter 11A of title 18,  
6 United States Code;

7           (6) custodial parents with legitimate cases for  
8 prosecution seeking to bring charges under chapter  
9 11A of title 18, United States Code, are being turned  
10 away by local Federal law enforcement officials or re-  
11 ferred back to State child support agencies; and

12           (7) despite Justice Department guidelines, many  
13 local Federal law enforcement agencies continue to  
14 display a fundamental lack of knowledge concerning  
15 the existence and means of enforcement of chapter  
16 11A of title 18, United States Code.

17       (b) It is the sense of the Senate that the Attorney Gen-  
18 eral of the United States should immediately address the  
19 deficiencies in the enforcement of chapter 11A of title 18,  
20 United States Code, to make local Federal law enforcement  
21 agencies more responsive to the needs of custodial parents  
22 owed interstate child support and to significantly increase  
23 the number of cases filed and prosecuted under chapter 11A  
24 of title 18, United States Code.

1       **(45)***SEC. 114. Section 1404(a)(5)(B) of the Victims*  
 2 *of Crime Act of 1984 (42 U.S.C. 10603(a)(5)(B)) is amend-*  
 3 *ed by striking “1994” and inserting “1995”.*

4       **(46)***SEC. 115. SENSE OF CONGRESS.—It is the sense*  
 5 *of Congress that the President of the United States and the*  
 6 *President-elect of Mexico should meet as soon as possible*  
 7 *following the August elections in Mexico to discuss bilateral*  
 8 *issues of mutual concern with the objective of deepening and*  
 9 *strengthening the ties between the two neighbors, with em-*  
 10 *phasis on cooperation to establish equitable and effective*  
 11 *regulation of the flow of citizens across the border between*  
 12 *Mexico and the United States.*

13       **(47)***SEC. 116. Of the funds appropriated by this Act*  
 14 *for Contributions to International Organizations and Con-*  
 15 *tributions for International Peacekeeping Activities in title*  
 16 *V, and for Contributions for International Peacekeeping*  
 17 *Operations in title VII, not less than \$350,000,000 shall*  
 18 *be made available until expended to carry out the provi-*  
 19 *sions of section 501 of the Immigration Reform and Control*  
 20 *Act of 1986, as amended (8 U.S.C. 1365), to reimburse*  
 21 *States for the cost of incarcerating illegal aliens.*

22       **(48)***SEC. 117. SENSE OF THE SENATE REGARDING*  
 23 *THE CASE OF UNITED STATES V. KNOX.*

24       (a) *DECLARATIONS.—The Congress declares that—*



1           (1) the Congress has passed legislation to protect  
2 children against the evils of child pornography, in-  
3 cluding the Child Protection Act of 1984, and pro-  
4 vided for the enforcement of those laws;

5           (2) on November 4, 1993, the Senate, by a vote  
6 of 100–0, and on April 20, 1994, the House of Rep-  
7 resentatives, by a vote of 425–3, rejected the Justice  
8 Department’s new, narrow interpretation of the Fed-  
9 eral child pornography statutes as delineated by the  
10 Solicitor General in the case of *United States v. Knox*  
11 and implored the Justice Department to properly en-  
12 force the law and protect our Nation’s children;

13           (3) on June 9, 1994, the United States Court of  
14 Appeals for the Third Circuit in the case of *United*  
15 *States v. Knox* rejected the Justice Department’s nar-  
16 row interpretation of the Federal child pornography  
17 statutes and reaffirmed the conviction of Stephen  
18 *Knox*; and

19           (4) the Court of Appeals for the Third Circuit  
20 properly interpreted the Child Protection Act of 1984.

21       (b) *SENSE OF THE SENATE.*—It is the sense of the Sen-  
22 ate that—

23           (1) the Justice Department should accept the de-  
24 cision of the United States Court of Appeals for the  
25 Third Circuit in the case of *United States v. Knox*;

1           (2) the Justice Department should vigorously op-  
2       pose any effort by the defendant in that case, or any  
3       other party, to overturn the decision in that case; and

4           (3) in the future the Justice Department should  
5       exercise its prosecutorial discretion in accord with  
6       that decision.

7       **(49)** SEC. 118. It is the sense of the Senate that—

8           (1) any alien who is being deported upon release  
9       from imprisonment for committing an offense which is  
10      an aggravated felony, as defined under immigration  
11      laws, should be escorted out of the United States by  
12      a Federal law enforcement official or employee of the  
13      Service; and

14          (2) the Attorney General must take adequate  
15      safeguards and determine that there is no threat to  
16      the public health and safety in deporting any alien  
17      described in paragraph (1) where the Attorney Gen-  
18      eral knows or has reason to know that the alien has  
19      a communicable disease of public health significance  
20      (as determined by the Secretary of Health and  
21      Human Services).

## 1 RELATED AGENCIES

## 2 COMMISSION ON CIVIL RIGHTS

## 3 SALARIES AND EXPENSES

4 For necessary expenses of the Commission on Civil  
5 Rights, including hire of passenger motor vehicles,  
6 ~~(50)\$9,500,000~~ \$8,413,000: *Provided*, That not to exceed  
7 \$50,000 may be used to employ consultants: *Provided fur-*  
8 *ther*, That none of the funds appropriated in this para-  
9 graph shall be used to employ in excess of four full-time  
10 individuals under Schedule C of the Excepted Service ex-  
11 clusive of one special assistant for each Commissioner  
12 ~~(51)whose compensation shall not exceed the equivalent~~  
13 ~~of 150 billable days at the daily rate of a level 13 salary~~  
14 ~~under the General Schedule~~: *Provided further*, That none  
15 of the funds appropriated in this paragraph shall be used  
16 to reimburse Commissioners for more than 75 billable  
17 days, with the exception of the Chairman who is permitted  
18 125 billable days.

## 19 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

## 20 SALARIES AND EXPENSES

21 For necessary expenses of the Equal Employment  
22 Opportunity Commission as authorized by title VII of the  
23 Civil Rights Act of 1964, as amended (29 U.S.C. 206(d)  
24 and 621–634), the Americans with Disabilities Act of  
25 1990, and the Civil Rights Act of 1991, including services

1 as authorized by 5 U.S.C. 3109; hire of passenger motor  
 2 vehicles as authorized by 31 U.S.C. 1343(b); nonmonetary  
 3 awards to private citizens; not to exceed \$26,500,000, for  
 4 payments to State and local enforcement agencies for serv-  
 5 ices to the Commission pursuant to title VII of the Civil  
 6 Rights Act of 1964, as amended, sections 6 and 14 of the  
 7 Age Discrimination in Employment Act, the Americans  
 8 with Disabilities Act of 1990, and the Civil Rights Act  
 9 of 1991; ~~(52)\$238,000,000~~ \$240,000,000: *Provided*, That  
 10 the Commission is authorized to make available for official  
 11 reception and representation expenses not to exceed  
 12 \$2,500 from available funds: *Provided further*, That of the  
 13 budgetary resources available in fiscal year 1995 in this  
 14 account, \$242,000 are permanently canceled: *Provided*  
 15 *further*, That amounts available for procurement and pro-  
 16 curement-related expenses in this account are reduced by  
 17 such amount: *Provided further*, That as used herein, “pro-  
 18 curement” includes all stages of the process of acquiring  
 19 property or services, beginning with the process of deter-  
 20 mining a need for a product or services and ending with  
 21 contract completion and closeout, as specified in 41 U.S.C.  
 22 403(2).

## 1 FEDERAL COMMUNICATIONS COMMISSION

## 2 SALARIES AND EXPENSES

3 For necessary expenses of the Federal Communica-  
4 tions Commission, as authorized by law, including uni-  
5 forms and allowances therefor, as authorized by 5 U.S.C.  
6 5901-02; not to exceed \$600,000 for land and structures;  
7 not to exceed \$500,000 for improvement and care of  
8 grounds and repair to buildings; not to exceed \$4,000 for  
9 official reception and representation expenses; purchase  
10 (not to exceed sixteen) and hire of motor vehicles; special  
11 counsel fees; and services as authorized by 5 U.S.C. 3109;  
12 ~~(53)\$166,832,000, of which not to exceed \$300,000 shall~~  
13 ~~remain available until September 30, 1996, for research~~  
14 ~~and policy studies: *Provided*, That \$116,400,000 of offset-~~  
15 ~~ting collections shall be assessed and collected pursuant~~  
16 ~~to section 9 of title I of the Communications Act of 1934,~~  
17 ~~as amended, and shall be retained and used for necessary~~  
18 ~~expenses in this appropriation, and shall remain available~~  
19 ~~until expended: *Provided further*, That the sum herein ap-~~  
20 ~~propriated shall be reduced as such offsetting collections~~  
21 ~~are received during fiscal year 1995, so as to result in~~  
22 ~~a final fiscal year 1995 appropriation estimated at~~  
23 ~~\$50,432,000: *Provided further*, That any offsetting collec-~~  
24 ~~tions received in excess of \$116,400,000 in fiscal year~~  
25 ~~1995 shall remain available until expended, but shall not~~

1 be available for obligation until October 1, 1995  
2 \$198,232,000, of which not to exceed \$300,000 shall remain  
3 available until September 30, 1996, for research and policy  
4 studies: *Provided, That \$116,400,000 of offsetting collec-*  
5 *tions shall be assessed and collected pursuant to section 9*  
6 *of title I of the Communications Act of 1934, as amended,*  
7 *and shall be retained and used for necessary expenses in*  
8 *this appropriation, and shall remain available until ex-*  
9 *pended: Provided further, That the sum herein appro-*  
10 *priated shall be reduced as such offsetting collections are*  
11 *received during fiscal year 1995, so as to result in a final*  
12 *fiscal year 1995 appropriation estimated at \$81,832,000:*  
13 *Provided further, That of the budgetary resources avail-*  
14 *able in fiscal year 1995 in this account, \$197,000 are per-*  
15 *manently canceled: Provided further, That amounts avail-*  
16 *able for procurement and procurement-related expenses in*  
17 *this account are reduced by such amount: Provided fur-*  
18 *ther, That as used herein, “procurement” includes all*  
19 *stages of the process of acquiring property or services, be-*  
20 *ginning with the process of determining a need for a prod-*  
21 *uct or services and ending with contract completion and*  
22 *closeout, as specified in 41 U.S.C. 403(2)(54): Provided*  
23 *further, That none of the funds appropriated by this Act*  
24 *shall be used to repeal, to retroactively apply changes in,*  
25 *or to continue a reexamination of, the policies of the Federal*

1 *Communications Commission with respect to comparative*  
2 *licensing, distress sales and tax certificates granted under*  
3 *26 U.S.C. 1071, to expand minority ownership of broad-*  
4 *casting licenses, including those established in the State-*  
5 *ment of Policy on Minority Ownership of Broadcasting Fa-*  
6 *cilities, 68 F.C.C. 2d 979 and 69 F.C.C. 2d 1591, as amend-*  
7 *ed 52 R.R. 2d 1313 (1982) and Mid-Florida Television*  
8 *Corp., 69 F.C.C. 2d 607 (Rev. Bd. 1978), which were effec-*  
9 *tive prior to September 12, 1986, other than to close MM*  
10 *Docket No. 86-484 with a reinstatement of prior policy and*  
11 *a lifting of suspension of any sales, licenses, applications,*  
12 *or proceedings, which were suspended pending the conclu-*  
13 *sion of the inquiry: Provided further, That none of the funds*  
14 *appropriated to the Federal Communications Commission*  
15 *by this Act may be used to diminish the number of VHF*  
16 *channel assignments reserved for noncommercial edu-*  
17 *cational television stations in the Television Table of As-*  
18 *signments (section 73.606 of title 47, Code of Federal Regu-*  
19 *lations): Provided further, That none of the funds appro-*  
20 *priated by this Act may be used to repeal, to retroactively*  
21 *apply changes in, or to begin or continue a reexamination*  
22 *of the rules and the policies established to administer such*  
23 *rules of the Federal Communications Commission as set*  
24 *forth at section 73.3555(d) of title 47 of the Code of Federal*  
25 *Regulations, other than to amend policies with respect to*

1 *waivers of the portion of section 73.3555(d) that concerns*  
 2 *cross-ownership of a daily newspaper and an AM or FM*  
 3 *radio broadcast station.*

#### 4 FEDERAL MARITIME COMMISSION

##### 5 SALARIES AND EXPENSES

6 For necessary expenses of the Federal Maritime  
 7 Commission as authorized by section 201(d) of the Mer-  
 8 chant Marine Act of 1936, as amended (46 App. U.S.C.  
 9 1111), including services as authorized by 5 U.S.C. 3109;  
 10 hire of passenger motor vehicles as authorized by 31  
 11 U.S.C. 1343(b); and uniforms or allowances therefor, as  
 12 authorized by 5 U.S.C. 5901–02; \$18,569,000: *Provided,*  
 13 That not to exceed \$2,000 shall be available for official  
 14 reception and representation expenses.

#### 15 FEDERAL TRADE COMMISSION

##### 16 SALARIES AND EXPENSES

17 For necessary expenses of the Federal Trade Com-  
 18 mission, including uniforms or allowances therefor, as au-  
 19 thorized by 5 U.S.C. 5901–5902; services as authorized  
 20 by 5 U.S.C. 3109; hire of passenger motor vehicles; and  
 21 not to exceed \$2,000 for official reception and representa-  
 22 tion expenses; ~~(55)\$95,428,000: *Provided,* That notwith-~~  
 23 ~~standing any other provision of law, not to exceed~~  
 24 ~~\$35,460,000 of offsetting collections derived from fees col-~~  
 25 ~~lected for premerger notification filings under the Hart-~~



1 ~~Scott-Rodino Antitrust Improvements Act of 1976 (15~~  
2 ~~U.S.C. 18(a)) shall be retained and used for necessary ex-~~  
3 ~~penses in this appropriation, and shall remain available~~  
4 ~~until expended: *Provided further, That the sum herein ap-*~~  
5 ~~propriated shall be reduced as such offsetting collections~~  
6 ~~are received during fiscal year 1995, so as to result in~~  
7 ~~a final fiscal year 1995 appropriation estimated at not~~  
8 ~~more than \$59,968,000: *Provided further, That any fees*~~  
9 ~~received in excess of \$35,460,000 in fiscal year 1995 shall~~  
10 ~~remain available until expended, but shall not be available~~  
11 ~~for obligation until October 1, 1995: *Provided further,*~~  
12 ~~That section 605 of Public Law 101-162 (103 Stat.~~  
13 ~~1031), as amended, is further amended by striking~~  
14 ~~“\$25,000” and inserting in lieu thereof “\$45,000”~~  
15 ~~\$98,928,000: *Provided, That notwithstanding any other*~~  
16 ~~provision of law, not to exceed \$33,460,000 of offsetting col-~~  
17 ~~lections derived from fees collected for premerger notifica-~~  
18 ~~tion filings under the Hart-Scott-Rodino Antitrust Im-~~  
19 ~~provements Act of 1976 (15 U.S.C. 18(a)) shall be retained~~  
20 ~~and used for necessary expenses in this appropriation, and~~  
21 ~~shall remain available until expended: *Provided further,*~~  
22 ~~That the sum herein appropriated shall be reduced as such~~  
23 ~~offsetting collections are received during fiscal year 1995,~~  
24 ~~so as to result in a final fiscal year 1995 appropriation~~  
25 ~~estimated at not more than \$65,468,000: *Provided further,*~~

1 *That any fees received in excess of \$33,460,000 collected*  
2 *during fiscal year 1995 shall be available until expended:*  
3 *Provided further, That section 605 of Public Law 101–162*  
4 *(103 Stat. 1031), as amended, is further amended by strik-*  
5 *ing “\$25,000” and inserting in lieu thereof “\$40,000”: Pro-*  
6 *vided further, That none of the funds made available to*  
7 *the Federal Trade Commission shall be available for obli-*  
8 *gation for expenses authorized by section 151 of the Fed-*  
9 *eral Deposit Insurance Corporation Improvement Act of*  
10 *1991 (Public Law 102–242, 105 Stat. 2282–2285): Pro-*  
11 *vided further, That of the budgetary resources available*  
12 *in fiscal year 1995 in this account, \$145,000 are perma-*  
13 *nently canceled: Provided further, That amounts available*  
14 *for procurement and procurement-related expenses in this*  
15 *account are reduced by such amount: Provided further,*  
16 *That as used herein, “procurement” includes all stages of*  
17 *the process of acquiring property or services, beginning*  
18 *with the process of determining a need for a product or*  
19 *services and ending with contract completion and closeout,*  
20 *as specified in 41 U.S.C. 403(2)(56): Provided further,*  
21 *That the funds appropriated in this paragraph are subject*  
22 *to the limitations and provisions of sections 10(a) and 10(c)*  
23 *(notwithstanding section 10(e)), 11(b), 18, and 20 of the*  
24 *Federal Trade Commission Improvements Act of 1980*  
25 *(Public Law 96–252; 94 Stat. 374), except that this proviso*

1 *shall cease to be effective upon enactment of an Act author-*  
2 *izing appropriations for the Federal Trade Commission for*  
3 *fiscal year 1995.*

4 SECURITIES AND EXCHANGE COMMISSION

5 SALARIES AND EXPENSES

6 ~~(57)~~For necessary expenses for the Securities and  
7 Exchange Commission, including services as authorized by  
8 5 U.S.C. 3109, the rental of space (to include multiple  
9 year leases) in the District of Columbia and elsewhere, and  
10 not to exceed \$3,000 for official reception and representa-  
11 tion expenses, \$900,000, of which not to exceed \$10,000  
12 may be used toward funding a permanent secretariat for  
13 the International Organization of Securities Commissions,  
14 and of which not to exceed \$100,000 shall be available  
15 for expenses for consultations and meetings hosted by the  
16 Commission with foreign governmental and other regu-  
17 latory officials, members of their delegations, appropriate  
18 representatives and staff to exchange views concerning de-  
19 velopments relating to securities matters, development and  
20 implementation of cooperation agreements concerning se-  
21 curities matters and provision of technical assistance for  
22 the development of foreign securities markets, such ex-  
23 penses to include necessary logistic and administrative ex-  
24 penses and the expenses of Commission staff and foreign  
25 invitees in attendance at such consultations and meetings

1 including: (i) such incidental expenses as meals taken in  
2 the course of such attendance, (ii) any travel or transpor-  
3 tation to or from such meetings, and (iii) any other related  
4 lodging or subsistence: *Provided, For necessary expenses*  
5 *for the Securities and Exchange Commission, including*  
6 *services as authorized by 5 U.S.C. 3109, the rental of space*  
7 *(to include multiple year leases) in the District of Columbia*  
8 *and elsewhere, and not to exceed \$3,000 for official recep-*  
9 *tion and representation expenses, \$57,856,000, of which not*  
10 *to exceed \$10,000 may be used toward funding a permanent*  
11 *secretariat for the International Organization of Securities*  
12 *Commissions, and of which not to exceed \$100,000 shall be*  
13 *available for expenses for consultations and meetings hosted*  
14 *by the Commission with foreign governmental and other*  
15 *regulatory officials, members of their delegations, appro-*  
16 *priate representatives and staff to exchange views concern-*  
17 *ing developments relating to securities matters, development*  
18 *and implementation of cooperation agreements concerning*  
19 *securities matters and provision of technical assistance for*  
20 *the development of foreign securities markets, such expenses*  
21 *to include necessary logistic and administrative expenses*  
22 *and the expenses of Commission staff and foreign invitees*  
23 *in attendance at such consultations and meetings including:*  
24 *(i) such incidental expenses as meals taken in the course*  
25 *of such attendance, (ii) any travel or transportation to or*

1 *from such meetings, and (iii) any other related lodging or*  
2 *subsistence: Provided, That immediately upon enactment of*  
3 *this Act, the rate of fees under section 6(b) of the Securities*  
4 *Act of 1933 (15 U.S.C. 77f(b)) shall increase from one-fif-*  
5 *tieth of 1 per centum to one twenty-ninth of 1 per centum*  
6 *and such increase shall be deposited as an offsetting collec-*  
7 *tion to this appropriation, to remain available until ex-*  
8 *pended, to recover costs of services of the securities registra-*  
9 *tion process: Provided further, That such fee increase shall*  
10 *be repealed upon enactment of legislation amending the Se-*  
11 *curities Exchange Act of 1934 to establish a new fee system*  
12 *in fiscal year 1995 for full cost recovery of Commission ex-*  
13 *penses: Provided further, That of the budgetary resources*  
14 *available in fiscal year 1995 in this account, \$902,000 are*  
15 *permanently canceled: Provided further, That amounts*  
16 *available for procurement and procurement-related ex-*  
17 *penses in this account are reduced by such amount: Pro-*  
18 *vided further, That as used herein, “procurement” in-*  
19 *cludes all stages of the process of acquiring property or*  
20 *services, beginning with the process of determining a need*  
21 *for a product or services and ending with contract comple-*  
22 *tion and closeout, as specified in 41 U.S.C. 403(2).*

23       In addition, upon enactment of legislation amending  
24 the Investment Advisers Act of 1940 (15 U.S.C. 80b-1  
25 et seq.), and subject to the schedule of fees contained in

1 such legislation, such fees may be collected and shall be  
 2 deposited as an offsetting collection to this appropriation  
 3 to recover the costs of registration, supervision, and regu-  
 4 lation of investment advisers and their activities: *Provided*,  
 5 That such fees shall remain available until expended: *Pro-*  
 6 *vided further*, That any such fees collected in excess of  
 7 \$8,595,000 shall not be available for obligation until Octo-  
 8 ber 1, 1995.

#### 9 STATE JUSTICE INSTITUTE

#### 10 SALARIES AND EXPENSES

11 For necessary expenses of the State Justice Institute,  
 12 as authorized by The State Justice Institute Authorization  
 13 Act of 1992 (Public Law 102-572 (106 Stat. 4515-  
 14 4516)), \$13,550,000 to remain available until expended:  
 15 *Provided*, That not to exceed \$2,500 shall be available for  
 16 official reception and representation expenses.

17 This title may be cited as the “Department of Justice  
 18 and Related Agencies Appropriations Act, 1995”.

#### 19 TITLE II—DEPARTMENT OF COMMERCE

#### 20 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

#### 21 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

22 For necessary expenses of the National Institute of  
 23 Standards and Technology, ~~(58)~~\$279,420,000  
 24 \$260,000,000, to remain available until expended, of which

1 not to exceed \$8,500,000 may be transferred to the  
 2 “Working Capital Fund”.

3 INDUSTRIAL TECHNOLOGY SERVICES

4 For necessary expenses of the Manufacturing Exten-  
 5 sion Partnership, the Advanced Technology Program and  
 6 the Quality Program of the National Institute of Stand-  
 7 ards and Technology, ~~(59)\$495,960,000, to remain avail-~~  
 8 ~~able until expended, of which \$315,000,000 shall not be~~  
 9 ~~available for obligation until May 1, 1995; and of which~~  
 10 ~~not to exceed \$1,600,000 may be transferred to the~~  
 11 ~~“Working Capital Fund” \$554,000,000, to remain avail-~~  
 12 ~~able until expended, of which not to exceed \$1,710,000 may~~  
 13 ~~be transferred to the “Working Capital Fund”: Provided,~~  
 14 ~~That notwithstanding the time limitations imposed by~~ 15  
 16 ~~U.S.C. 278k(c)(1) and (5) on the duration of Federal finan-~~  
 17 ~~cial assistance that may be awarded by the Secretary of~~  
 18 ~~Commerce to Regional Centers for the Transfer of Manufac-~~  
 19 ~~turing Technology (“Centers”), such Federal financial as-~~  
 20 ~~sistance for a Center may continue beyond six years and~~  
 21 ~~may be renewed for additional periods, not to exceed three~~  
 22 ~~years each, at a rate not to exceed one-third of the Center’s~~  
 23 ~~total annual costs, subject before any such renewal to a posi-~~  
 24 ~~tive evaluation of the Center and to a finding by the Sec-~~  
 25 ~~retary of Commerce that continuation of Federal funding~~  
 26 ~~to that Center is in the best interest of the Regional Centers~~  
 for the Transfer of Manufacturing Technology Program.

## 1 CONSTRUCTION OF RESEARCH FACILITIES

2 For construction of new research facilities, including  
3 architectural and engineering design, not otherwise pro-  
4 vided for the National Institute of Standards and Tech-  
5 nology, as authorized by 15 U.S.C. 278c–278e,  
6 \$64,686,000, to remain available until expended.

## 7 NATIONAL OCEANIC AND ATMOSPHERIC

## 8 ADMINISTRATION

## 9 OPERATIONS, RESEARCH, AND FACILITIES

## 10 (INCLUDING TRANSFER OF FUNDS)

11 For necessary expenses of activities authorized by law  
12 for the National Oceanic and Atmospheric Administration,  
13 including acquisition, maintenance, operation, and hire of  
14 aircraft; not to exceed 439 commissioned officers on the  
15 active list; as authorized by 31 U.S.C. 1343 and 1344;  
16 construction of facilities, including initial equipment as  
17 authorized by 33 U.S.C. 883i; grants, contracts, or other  
18 payments to nonprofit organizations for the purposes of  
19 conducting activities pursuant to cooperative agreements;  
20 and alteration, modernization, and relocation of facilities  
21 as authorized by 33 U.S.C. 883i; ~~(60)\$1,792,978,000~~  
22 ~~\$1,850,000,000~~, to remain available until expended: *Pro-*  
23 *vided, (61)That notwithstanding 31 U.S.C. 3302 but con-*  
24 *sistent with other existing law, in addition to fees cur-*  
25 *rently being assessed and collected, additional fees shall*  
26 *be assessed, collected, and credited to this appropriation*



1 as offsetting collections to be available until expended, to  
2 recover the costs of administering living marine resources,  
3 marine sanctuary, and aeronautical charting programs:  
4 *Provided further,* That the sum herein appropriated  
5 from the general fund shall be reduced as such additional  
6 fees are received during fiscal year 1995, so as to result  
7 in a final general fund appropriation estimated at not  
8 more than \$1,751,978,000: *Provided further,* That any  
9 such additional fees received in excess of \$41,000,000 in  
10 fiscal year 1995 shall not be available for obligation until  
11 October 1, 1995: *Provided further,* That in addition,  
12 \$55,500,000 shall be derived by transfer from the fund  
13 entitled "Promote and Develop Fishery Products and Re-  
14 search Pertaining to American Fisheries" (62): ~~*Provided*~~  
15 ~~*further,*~~ That hereafter all receipts received from the sale  
16 of aeronautical charts that result from an increase in the  
17 price of individual charts above the level in effect for such  
18 charts on September 30, 1993, shall be deposited in this  
19 account as an offsetting collection and shall be available  
20 for obligation: *Provided further,* That grants to States pur-  
21 suant to sections 306 and 306(a) of the Coastal Zone Man-  
22 agement Act, as amended, shall not exceed \$2,000,000 and  
23 shall not be less than \$500,000: *Provided further,* That of  
24 the total amount included in this paragraph for the Na-  
25 tional Marine Fisheries Service, \$450,000 shall be made

1 *available for payment to the Great Lakes Fishery Commis-*  
 2 *sion within 90 days of enactment of this Act, as part of*  
 3 *the United States match to the increased Canadian con-*  
 4 *tribution pursuant to the Convention on Great Lakes Fish-*  
 5 *eries. This sum shall not affect other appropriations pro-*  
 6 *vided for the Commission under this Act: Provided further,*  
 7 *That of the total amount appropriated in this paragraph,*  
 8 *\$22,000,000 shall be available for the integrated program*  
 9 *office for convergence of civilian and military polar-orbit-*  
 10 *ing meteorological satellites: Provided further, That of the*  
 11 *offsetting collections credited to this account, \$123,000*  
 12 *are permanently canceled.*

13 COASTAL ZONE MANAGEMENT FUND

14 Of amounts collected pursuant to 16 U.S.C. 1456a,  
 15 not to exceed \$7,800,000, ~~(63)~~for purposes set forth in  
 16 ~~16 U.S.C. 1456a(b)(2)~~ of which not to exceed \$3,671,000  
 17 may be used for program administration costs and of which  
 18 \$4,129,000 shall be used for the purposes set forth in 16  
 19 U.S.C. 1455.

20 CONSTRUCTION

21 For repair and modification of, and additions to, ex-  
 22 isting facilities and construction of new facilities, and for  
 23 facility planning and design and land acquisition not oth-  
 24 erwise provided for the National Oceanic and Atmospheric  
 25 Administration, ~~(64)\$52,000,000~~ \$100,000,000, to re-  
 26 main available until expended: *Provided, That subject to*

1 the availability of appropriations provided in advance for  
2 these purposes, the Secretary of Commerce is granted ap-  
3 proval to enter into a contract with Florida State Univer-  
4 sity which shall: (1) provide the University with funds to  
5 assist in the construction and associated expenses, includ-  
6 ing parking, of a meteorological sciences building on its  
7 Tallahassee, Florida, campus; and (2) include a space  
8 agreement with the University at no cost to the Govern-  
9 ment, other than for operational expenses, for space in  
10 this building for use as the Weather Forecast Office: *Pro-*  
11 *vided further*, That if the Secretary of Commerce deter-  
12 mines that the property that was transferred to the United  
13 States by the City of Clovis, California, by a deed dated  
14 November 20, 1984, for use as a weather forecasting of-  
15 fice, is no longer needed for such use, title to that prop-  
16 erty, and improvements thereto, shall revert to the City  
17 of Clovis, California.

18 FLEET MODERNIZATION, SHIPBUILDING AND  
19 CONVERSION

20 For expenses necessary for the repair, construction,  
21 acquisition, leasing, or conversion of vessels, including re-  
22 lated equipment to maintain and modernize the existing  
23 fleet and to continue planning the modernization of the  
24 fleet, for the National Oceanic and Atmospheric Adminis-  
25 tration, \$23,040,000, to remain available until expended.

1 (65) FISHING VESSEL OBLIGATIONS GUARANTEES

2 For the cost, as defined in section 502 of the Federal  
3 Credit Reform Act of 1990, of guaranteed loans author-  
4 ized by the Merchant Marine Act of 1936, as amended,  
5 \$459,000.

6 FISHING VESSEL AND GEAR DAMAGE COMPENSATION

7 FUND

8 For carrying out the provisions of section 3 of Public  
9 Law 95-376, not to exceed \$1,273,000 to be derived from  
10 receipts collected pursuant to 22 U.S.C. 1980 (b) and (f),  
11 to remain available until expended.

12 FISHERMEN'S CONTINGENCY FUND

13 For carrying out the provisions of title IV of Public  
14 Law 95-372, not to exceed \$999,000 to be derived from  
15 receipts collected pursuant to that Act, to remain available  
16 until expended.

17 FOREIGN FISHING OBSERVER FUND

18 For expenses necessary to carry out the provisions  
19 of the Atlantic Tunas Convention Act of 1975, as amend-  
20 ed (Public Law 96-339), the Magnuson Fishery Conserva-  
21 tion and Management Act of 1976, as amended (Public  
22 Law 100-627) and the American Fisheries Promotion Act  
23 (Public Law 96-561), there are appropriated from the  
24 fees imposed under the foreign fishery observer program  
25 authorized by these Acts, not to exceed \$400,000, to re-  
26 main available until expended.

## 1 GENERAL ADMINISTRATION

## 2 SALARIES AND EXPENSES

3 For expenses necessary for the general administra-  
4 tion of the Department of Commerce provided for by law,  
5 including not to exceed \$3,000 for official entertainment,  
6 \$36,510,000: *Provided*, That of the offsetting collections  
7 credited to this account, \$17,000 are permanently can-  
8 celed.

## 9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector  
11 General in carrying out the provisions of the Inspector  
12 General Act of 1978, as amended (5 U.S.C. App. 1-11  
13 as amended by Public Law 100-504), ~~(66)\$16,900,000~~  
14 *\$17,250,000*.

## 15 BUREAU OF THE CENSUS

## 16 SALARIES AND EXPENSES

17 For expenses necessary for collecting, compiling, ana-  
18 lyzing, preparing, and publishing statistics, provided for  
19 by law, ~~(67)\$141,272,000~~ *\$135,000,000*: *Provided*, That  
20 of the offsetting collections credited to this account,  
21 \$225,000 are permanently canceled.

## 22 PERIODIC CENSUSES AND PROGRAMS

23 For expenses necessary to collect and publish statis-  
24 tics for periodic censuses and programs provided for by  
25 law, ~~(68)\$142,576,000~~ *\$145,000,000*, to remain available  
26 until expended.

## 1 ECONOMIC AND STATISTICAL ANALYSIS

## 2 SALARIES AND EXPENSES

3 For necessary expenses, as authorized by law, of eco-  
4 nomic and statistical analysis programs of the Department  
5 of Commerce, ~~(69)\$48,615,000~~ \$46,937,000, to remain  
6 available until September 30, 1996: *Provided*, That of the  
7 offsetting collections credited to this account, \$2,000 are  
8 permanently canceled.

## 9 ECONOMICS AND STATISTICS ADMINISTRATION

## 10 REVOLVING FUND

11 There is hereby established the Economics and Sta-  
12 tistics Administration Revolving Fund which shall be  
13 available without fiscal year limitation. For initial capital-  
14 ization, there is appropriated \$1,677,000 to the Fund:  
15 *Provided*, That the Secretary of Commerce is authorized  
16 to disseminate economic and statistical data products as  
17 authorized by 15 U.S.C. 1525–1527 and, notwithstanding  
18 15 U.S.C. 4912, charge fees necessary to recover the full  
19 costs incurred in their production. Notwithstanding 31  
20 U.S.C. 3302, receipts received from these data dissemina-  
21 tion activities shall be credited to this account as offsetting  
22 collections, to be available for carrying out these purposes  
23 without further appropriation.

## 1 INTERNATIONAL TRADE ADMINISTRATION

## 2 OPERATIONS AND ADMINISTRATION

3 For necessary expenses for international trade activi-  
4 ties of the Department of Commerce provided for by law,  
5 and engaging in trade promotional activities abroad, in-  
6 cluding expenses of grants and cooperative agreements for  
7 the purpose of promoting exports of United States firms  
8 to include a grant of \$9,000,000 for the National Textile  
9 Center University Consortium, without regard to 44  
10 U.S.C. 3702 and 3703; full medical coverage for depend-  
11 ent members of immediate families of employees stationed  
12 overseas and employees temporarily posted overseas; travel  
13 and transportation of employees of the United States and  
14 Foreign Commercial Service between two points abroad,  
15 without regard to 49 U.S.C. 1517; employment of Ameri-  
16 cans and aliens by contract for services; rental of space  
17 abroad for periods not exceeding ten years, and expenses  
18 of alteration, repair, or improvement; purchase or con-  
19 struction of temporary demountable exhibition structures  
20 for use abroad; payment of tort claims, in the manner au-  
21 thorized in the first paragraph of 28 U.S.C. 2672 when  
22 such claims arise in foreign countries; not to exceed  
23 \$327,000 for official representation expenses abroad; pur-  
24 chase of passenger motor vehicles for official use abroad,  
25 not to exceed \$30,000 per vehicle; obtain insurance on of-

1 ficial motor vehicles; and rent tie lines and teletype equip-  
 2 ment; ~~(70)\$268,723,000, to remain available until ex-~~  
 3 ~~pended \$262,000,000, to remain available until expended.~~  
 4 *Provided*, That the provisions of the first sentence of sec-  
 5 tion 105(f) and all of section 108(c) of the Mutual Edu-  
 6 cational and Cultural Exchange Act of 1961 (22 U.S.C.  
 7 2455(f) and 2458(c)) shall apply in carrying out these ac-  
 8 tivities without regard to 15 U.S.C. 4912; and that for  
 9 the purpose of this Act, contributions under the provisions  
 10 of the Mutual Educational and Cultural Exchange Act  
 11 shall include payment for assessments for services pro-  
 12 vided as part of these activities.

#### 13 EXPORT ADMINISTRATION

#### 14 OPERATIONS AND ADMINISTRATION

15 For necessary expenses for export administration and  
 16 national security activities of the Department of Com-  
 17 merce, including costs associated with the performance of  
 18 export administration field activities both domestically and  
 19 abroad; full medical coverage for dependent members of  
 20 immediate families of employees stationed overseas; em-  
 21 ployment of Americans and aliens by contract for services  
 22 abroad; rental of space abroad for periods not exceeding  
 23 ten years, and expenses of alteration, repair, or improve-  
 24 ment; payment of tort claims, in the manner authorized  
 25 in the first paragraph of 28 U.S.C. 2672 when such claims



1 arise in foreign countries; not to exceed \$15,000 for offi-  
 2 cial representation expenses abroad; awards of compensa-  
 3 tion to informers under the Export Administration Act of  
 4 1979, and as authorized by 22 U.S.C. 401(b); purchase  
 5 of passenger motor vehicles for official use and motor vehi-  
 6 cles for law enforcement use with special requirement vehi-  
 7 cles eligible for purchase without regard to any price limi-  
 8 tation otherwise established by law; ~~(71)~~\$38,823,000  
 9 \$36,161,000, to remain available until expended: *Provided,*  
 10 That the provisions of the first sentence of section 105(f)  
 11 and all of section 108(c) of the Mutual Educational and  
 12 Cultural Exchange Act of 1961 (22 U.S.C. 2455(f) and  
 13 2458(c)) shall apply in carrying out these activities.

14 MINORITY BUSINESS DEVELOPMENT AGENCY

15 MINORITY BUSINESS DEVELOPMENT

16 For necessary expenses of the Department of Com-  
 17 merce in fostering, promoting, and developing minority  
 18 business enterprise, including expenses of grants, con-  
 19 tracts, and other agreements with public or private organi-  
 20 zations, ~~(72)~~\$42,428,000, of which \$30,300,000 shall re-  
 21 ~~main available until expended~~ \$44,000,000, of which  
 22 \$31,872,000 shall remain available until expended.

## 1 UNITED STATES TRAVEL AND TOURISM

## 2 ADMINISTRATION

## 3 SALARIES AND EXPENSES

4 For necessary expenses of the United States Travel  
5 and Tourism Administration including travel and tourism  
6 promotional activities abroad for travel to the United  
7 States and its possessions without regard to 44 U.S.C.  
8 501, 3702 and 3703, including employment of American  
9 citizens and aliens by contract for services abroad; rental  
10 of space abroad for periods not exceeding five years, and  
11 expenses of alteration, repair, or improvement; purchase  
12 or construction of temporary demountable exhibition  
13 structures for use abroad; advance of funds under con-  
14 tracts abroad; payment of tort claims in the manner au-  
15 thorized in the first paragraph of 28 U.S.C. 2672, when  
16 such claims arise in foreign countries; and not to exceed  
17 \$15,000 for official representation expenses abroad;  
18 ~~(73)\$14,907,000~~ \$17,907,000, to remain available until  
19 expended: *Provided*, That none of the funds appropriated  
20 by this paragraph shall be available to carry out the provi-  
21 sions of section 203(a) of the International Travel Act of  
22 1961, as amended~~(74)~~: *Provided further*, That in addition  
23 to fees currently being assessed and collected, the Adminis-  
24 tration shall charge users of its services, products, and in-  
25 formation, fees sufficient to result in an additional

1 *\$3,000,000, to be deposited in the General Fund of the*  
 2 *Treasury.*

3 PATENT AND TRADEMARK OFFICE

4 SALARIES AND EXPENSES

5 For necessary expenses of the Patent and Trademark  
 6 Office provided for by law, including defense of suits insti-  
 7 tuted against the Commissioner of Patents and Trade-  
 8 marks; ~~(75)\$88,329,000~~ *\$75,000,000*, to remain available  
 9 until expended, to be derived from deposits in the Patent  
 10 and Trademark Office Fee Surcharge Fund as authorized  
 11 by law: *Provided*, That the amounts made available under  
 12 the Fund shall not exceed amounts deposited; and such  
 13 fees as shall be collected pursuant to 15 U.S.C. 1113 and  
 14 35 U.S.C. 41 and 376, shall remain available until ex-  
 15 pended.

16 TECHNOLOGY ADMINISTRATION

17 UNDER SECRETARY FOR TECHNOLOGY/OFFICE OF

18 TECHNOLOGY POLICY

19 SALARIES AND EXPENSES

20 For necessary expenses for the Under Secretary for  
 21 Technology/Office of Technology Policy, ~~(76)\$10,000,000~~  
 22 *\$11,237,000*, of which not to exceed \$2,000,000 shall re-  
 23 main available until September 30, 1996.

1     ~~(77)~~NATIONAL TECHNICAL INFORMATION SERVICE  
 2                                   NTIS REVOLVING FUND

3       For ~~expenses necessary to implement the American~~  
 4 ~~Technology Preeminence Act, \$12,000,000, to remain~~  
 5 ~~available until expended: *Provided, That of the offsetting*~~  
 6 ~~collections credited to this account, \$140,000 are perma-~~  
 7 ~~nently canceled.~~

8     NATIONAL TELECOMMUNICATIONS AND INFORMATION  
 9                                   ADMINISTRATION  
 10                                 SALARIES AND EXPENSES

11       For necessary expenses, as provided for by law, of  
 12 the National Telecommunications and Information Ad-  
 13 ministration, ~~(78)\$21,056,000~~ *\$20,981,000*, to remain  
 14 available until expended: *Provided, That of the offsetting*  
 15 *collections credited to this account, \$2,000 are perma-*  
 16 *nently canceled*~~(79)~~: *Provided further, That notwithstand-*  
 17 *ing 31 U.S.C. 1535(d), the Secretary of Commerce is au-*  
 18 *thorized to retain and use as offsetting collections all funds*  
 19 *transferred, or previously transferred, from other Govern-*  
 20 *ment agencies for all costs incurred in telecommunications*  
 21 *research, engineering, and related activities by the Institute*  
 22 *for Telecommunication Sciences of the NTIA in furtherance*  
 23 *of its assigned functions under this paragraph and such*  
 24 *funds received from other Government agencies shall remain*  
 25 *available until expended.*

## PUBLIC BROADCASTING

## FACILITIES, PLANNING AND CONSTRUCTION

For grants authorized by section 392 of the Communications Act of 1934, as amended, ~~(80)\$26,000,000~~ \$30,000,000, to remain available until expended as authorized by section 391 of said Act, as amended: *Provided*, That not to exceed \$2,200,000 shall be available for program administration as authorized by section 391 of said Act: *Provided further*, That notwithstanding the provisions of section 391 of said Act, the prior year unobligated balances may be made available for grants for projects for which applications have been submitted and approved during any fiscal year: *Provided further*, That notwithstanding the provisions of sections 391 and 392 of the Communications Act, as amended, not to exceed ~~(81)\$700,000~~ \$1,500,000 appropriated in this paragraph shall be available for the Pan-Pacific Educational and Cultural Experiments by Satellite program (PEACESAT).

## INFORMATION INFRASTRUCTURE GRANTS

For grants authorized by section 392 of the Communications Act of 1934, as amended, ~~(82)\$70,000,000~~ \$52,000,000, to remain available until expended as authorized by section 391 of said Act, as amended: *Provided*, That not to exceed \$5,000,000 shall be available for program administration and other support activities as authorized by section 391 of said Act ~~(83)~~ *including support*

1 *of the Advisory Council on National Information Infra-*  
 2 *structure: Provided further, That of the funds appropriated*  
 3 *herein, not to exceed 5 percent may be available for tele-*  
 4 *communications research activities for projects related di-*  
 5 *rectly to the development of a national information infra-*  
 6 *structure: Provided further, That notwithstanding the re-*  
 7 *quirements of section 392(a) and 392(c) of such Act, these*  
 8 *funds may be used for the planning and construction of*  
 9 *telecommunications networks for the provision of edu-*  
 10 *cational, cultural, health care, public information, public*  
 11 *safety or other social services.*

12           ENDOWMENT FOR CHILDREN'S EDUCATIONAL  
 13                                           TELEVISION

14       For expenses necessary to carry out the provisions  
 15 of the National Endowment for Children's Educational  
 16 Television Act of 1990, title II of Public Law 101-437,  
 17 including costs for contracts, grants and administrative  
 18 expenses, \$2,500,000, to remain available until expended.

19           ECONOMIC DEVELOPMENT ADMINISTRATION

20       ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

21       For grants for economic development assistance as  
 22 provided by the Public Works and Economic Development  
 23 Act of 1965, as amended, Public Law 91-304, and such  
 24 laws that were in effect immediately before September 30,  
 25 1982, ~~(84)~~ and for trade adjustment assistance,

1 ~~\$338,524,000~~ \$412,198,000: *Provided*, That none of the  
2 funds appropriated or otherwise made available under this  
3 heading may be used directly or indirectly for attorneys'  
4 or consultants' fees in connection with securing grants and  
5 contracts made by the Economic Development Administra-  
6 tion: *Provided further*, That, notwithstanding any other  
7 provision of law, the Secretary of Commerce may provide  
8 financial assistance for projects to be located on military  
9 installations closed or scheduled for closure or realignment  
10 to grantees eligible for assistance under the Public Works  
11 and Economic Development Act of 1965, as amended,  
12 without it being required that the grantee have title or  
13 ability to obtain a lease for the property, for the useful  
14 life of the project, when in the opinion of the Secretary  
15 of Commerce, such financial assistance is necessary for  
16 the economic development of the area: *Provided further*,  
17 That the Secretary of Commerce may, as the Secretary  
18 considers appropriate, consult with the Secretary of De-  
19 fense regarding the title to land on military installations  
20 closed or scheduled for closure or realignment(85): *Pro-*  
21 *vided further*, That of the total amount appropriated in this  
22 paragraph, \$10,000,000, shall be available for the trade ad-  
23 justment assistance program and \$174,000,000 shall be  
24 available for grants pursuant to title I of the Public Works  
25 and Economic Development Act of 1965 as amended.

## SALARIES AND EXPENSES

For necessary expenses of administering the economic development assistance programs as provided for by law, ~~(86)\$32,205,000~~ *\$36,000,000. Provided, That these funds may be used to monitor projects approved pursuant to title I of the Public Works Employment Act of 1976, as amended, title II of the Trade Act of 1974, as amended, and the Community Emergency Drought Relief Act of 1977.*

## GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

SEC. 201. During the current fiscal year, applicable appropriations and funds made available to the Department of Commerce by this Act shall be available for the activities specified in the Act of October 26, 1949 (15 U.S.C. 1514), to the extent and in the manner prescribed by said Act, and, notwithstanding 31 U.S.C. 3324, may be used for advanced payments not otherwise authorized only upon the certification of officials designated by the Secretary that such payments are in the public interest.

SEC. 202. During the current fiscal year, appropriations made available to the Department of Commerce by this Act for salaries and expenses shall be available for hire of passenger motor vehicles as authorized by 31 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.



1 3109; and uniforms or allowances therefor, as authorized  
2 by law (5 U.S.C. 5901–5902).

3 SEC. 203. None of the funds made available by this  
4 Act may be used to support the hurricane reconnaissance  
5 aircraft and activities that are under the control of the  
6 United States Air Force or the United States Air Force  
7 Reserve.

8 SEC. 204. None of the funds provided in this or any  
9 previous Act, or hereinafter made available to the Depart-  
10 ment of Commerce shall be available to reimburse the Un-  
11 employment Trust Fund or any other fund or account of  
12 the Treasury to pay for any expenses paid before October  
13 1, 1992, as authorized by section 8501 of title 5, United  
14 States Code, for services performed after April 20, 1990,  
15 by individuals appointed to temporary positions within the  
16 Bureau of the Census for purposes relating to the 1990  
17 decennial census of population.

18 SEC. 205. Not to exceed 5 percent of any appropria-  
19 tion made available for the current fiscal year for the De-  
20 partment of Commerce in this Act may be transferred be-  
21 tween such appropriations, but no such appropriation shall  
22 be increased by more than 10 percent by any such trans-  
23 fers: *Provided*, That any transfer pursuant to this section  
24 shall be treated as a reprogramming of funds under sec-  
25 tion 605 of this Act and shall not be available for obliga-

1 tion or expenditure except in compliance with the proce-  
2 dures set forth in that section.

3 SEC. 206. (a) Of the budgetary resources available  
4 to the Department of Commerce during fiscal year 1995,  
5 \$12,355,000 are permanently canceled.

6 (b) The Secretary of Commerce shall allocate the  
7 amount of budgetary resources canceled among the De-  
8 partment's accounts available for procurement and pro-  
9 curement-related expenses. Amounts available for procure-  
10 ment and procurement-related expenses in each such ac-  
11 count shall be reduced by the amount allocated to such  
12 account~~(87)~~: *Provided, That not to exceed \$6,177,000 may*  
13 *be allocated to the National Oceanic and Atmospheric Ad-*  
14 *ministration.*

15 (c) For the purpose of this section, the definition of  
16 "procurement" includes all stages of the process of acquir-  
17 ing property or services, beginning with the process of de-  
18 termining a need for a product or services and ending with  
19 contract completion and closeout, as specified in 41 U.S.C.  
20 403(2).

### 21 TITLE III—THE JUDICIARY

#### 22 SUPREME COURT OF THE UNITED STATES

##### 23 SALARIES AND EXPENSES

24 For expenses necessary for the operation of the Su-  
25 preme Court, as required by law, excluding care of the

1 building and grounds, including purchase or hire, driving,  
 2 maintenance and operation of an automobile for the Chief  
 3 Justice, not to exceed \$10,000 for the purpose of trans-  
 4 porting Associate Justices, and hire of passenger motor  
 5 vehicles as authorized by 31 U.S.C. 1343 and 1344; not  
 6 to exceed \$10,000 for official reception and representation  
 7 expenses; and for miscellaneous expenses, to be expended  
 8 as the Chief Justice may approve, ~~(88)\$24,157,000~~  
 9 *\$24,323,000*.

10 CARE OF THE BUILDING AND GROUNDS

11 For such expenditures as may be necessary to enable  
 12 the Architect of the Capitol to carry out the duties im-  
 13 posed upon him by the Act approved May 7, 1934 (40  
 14 U.S.C. 13a-13b), ~~(89)\$3,000,000~~ *\$3,045,000*, of which  
 15 \$260,000 shall remain available until expended.

16 UNITED STATES COURT OF APPEALS FOR THE FEDERAL  
 17 CIRCUIT

18 SALARIES AND EXPENSES

19 For salaries of the chief judge, judges, and other offi-  
 20 cers and employees, and for necessary expenses of the  
 21 court, as authorized by law, ~~(90)\$13,438,000~~  
 22 *\$13,362,000*.

23 UNITED STATES COURT OF INTERNATIONAL TRADE

24 SALARIES AND EXPENSES

25 For salaries of the chief judge and eight judges, sala-  
 26 ries of the officers and employees of the court, services

1 as authorized by 5 U.S.C. 3109, and necessary expenses  
2 of the court, as authorized by law, ~~(91)\$11,685,000~~  
3 *\$11,765,000*.

4 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER  
5 JUDICIAL SERVICES  
6 SALARIES AND EXPENSES

7 For the salaries of circuit and district judges (includ-  
8 ing judges of the territorial courts of the United States),  
9 justices and judges retired from office or from regular ac-  
10 tive service, judges of the United States Court of Federal  
11 Claims, bankruptcy judges, magistrate judges, and all  
12 other officers and employees of the Federal Judiciary not  
13 otherwise specifically provided for, and necessary expenses  
14 of the courts, as authorized by law, ~~(92)\$2,323,455,000~~  
15 *\$2,409,318,000* (including the purchase of firearms and  
16 ammunition); of which not to exceed \$14,454,000 shall re-  
17 main available until expended for space alteration projects;  
18 of which not to exceed \$11,000,000 shall remain available  
19 until expended for furniture and furnishings related to  
20 new space alteration and construction projects; and of  
21 which \$500,000 is to remain available until expended for  
22 acquisition of books, periodicals, and newspapers, and all  
23 other legal reference materials, including subscriptions.

24 In addition, for expenses of the United States Court  
25 of Federal Claims associated with processing cases under

1 the National Childhood Vaccine Injury Act of 1986, not  
2 to exceed \$2,250,000 to be appropriated from the Vaccine  
3 Injury Compensation Trust Fund.

4 DEFENDER SERVICES

5 For the operation of Federal Public Defender and  
6 Community Defender organizations, the compensation and  
7 reimbursement of expenses of attorneys appointed to rep-  
8 resent persons under the Criminal Justice Act of 1964,  
9 as amended, the compensation and reimbursement of ex-  
10 penses of persons furnishing investigative, expert and  
11 other services under the Criminal Justice Act (18 U.S.C.  
12 3006A(e)), the compensation (in accordance with Criminal  
13 Justice Act maximums) and reimbursement of expenses  
14 of attorneys appointed to assist the court in criminal cases  
15 where the defendant has waived representation by counsel,  
16 the compensation and reimbursement of travel expenses  
17 of guardians ad litem acting on behalf of financially eligi-  
18 ble minor or incompetent offenders in connection with  
19 transfers from the United States to foreign countries with  
20 which the United States has a treaty for the execution  
21 of penal sentences, and the compensation of attorneys ap-  
22 pointed to represent jurors in civil actions for the protec-  
23 tion of their employment, as authorized by 28 U.S.C.  
24 1875(d), \$250,000,000, to remain available until ex-  
25 pended as authorized by 18 U.S.C. 3006A(i): *Provided,*

1 That not to exceed \$19,800,000 shall be available for  
 2 Death Penalty Resource Centers.

3 FEES OF JURORS AND COMMISSIONERS

4 For fees and expenses of jurors as authorized by 28  
 5 U.S.C. 1871 and 1876; compensation of jury commis-  
 6 sioners as authorized by 28 U.S.C. 1863; and compensa-  
 7 tion of commissioners appointed in condemnation cases  
 8 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-  
 9 cedure (28 U.S.C. Appendix Rule 71A(h));  
 10 ~~(\$62,692,000)~~ \$56,000,000, to remain available until  
 11 expended: *Provided*, That the compensation of land com-  
 12 missioners shall not exceed the daily equivalent of the  
 13 highest rate payable under section 5332 of title 5, United  
 14 States Code.

15 COURT SECURITY

16 For necessary expenses, not otherwise provided for,  
 17 incident to the procurement, installation, and maintenance  
 18 of security equipment and protective services for the Unit-  
 19 ed States Courts in courtrooms and adjacent areas, in-  
 20 cluding building ingress-egress control, inspection of pack-  
 21 ages, directed security patrols, and other similar activities  
 22 as authorized by section 1010 of the Judicial Improvement  
 23 and Access to Justice Act (Public Law 100-702);  
 24 ~~(\$97,000,000)~~ \$97,532,000, to be expended directly or  
 25 transferred to the United States Marshals Service which  
 26 shall be responsible for administering elements of the Ju-

1 dicial Security Program consistent with standards or  
 2 guidelines agreed to by the Director of the Administrative  
 3 Office of the United States Courts and the Attorney  
 4 General.

5 ADMINISTRATIVE OFFICE OF THE UNITED STATES  
 6 COURTS

7 SALARIES AND EXPENSES

8 For necessary expenses of the Administrative Office  
 9 of the United States Courts as authorized by law, includ-  
 10 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-  
 11 senger motor vehicle as authorized by 31 U.S.C. 1343(b),  
 12 advertising and rent in the District of Columbia and else-  
 13 where, ~~(95)\$46,500,000~~ *\$47,734,000*, of which not to ex-  
 14 ceed \$7,500 is authorized for official reception and rep-  
 15 resentation expenses.

16 FEDERAL JUDICIAL CENTER

17 SALARIES AND EXPENSES

18 For necessary expenses of the Federal Judicial Cen-  
 19 ter, as authorized by Public Law 90-219,  
 20 ~~(96)\$18,828,000~~ *\$19,739,000*; of which \$1,800,000 shall  
 21 remain available through September 30, 1996, to provide  
 22 education and training to Federal court personnel; and of  
 23 which not to exceed \$1,000 is authorized for official recep-  
 24 tion and representation expenses.

## 1 JUDICIAL RETIREMENT FUNDS

## 2 PAYMENT TO JUDICIARY TRUST FUNDS

3 For payment to the Judicial Officers' Retirement  
4 Fund, as authorized by 28 U.S.C. 377(o), \$21,000,000,  
5 to the Judicial Survivors' Annuities Fund, as authorized  
6 by 28 U.S.C. 376(c), \$6,900,000, and to the United  
7 States Court of Federal Claims Judges' Retirement Fund,  
8 as authorized by 28 U.S.C. 178(l), \$575,000.

## 9 UNITED STATES SENTENCING COMMISSION

## 10 SALARIES AND EXPENSES

11 For the salaries and expenses necessary to carry out  
12 the provisions of chapter 58 of title 28, United States  
13 Code, ~~(97)\$8,468,000~~ \$9,200,000, of which not to exceed  
14 \$1,000 is authorized for official reception and representa-  
15 tion expenses.

## 16 GENERAL PROVISIONS—THE JUDICIARY

17 SEC. 301. Appropriations and authorizations made in  
18 this title which are available for salaries and expenses shall  
19 be available for services as authorized by 5 U.S.C. 3109.

20 SEC. 302. Appropriations made in this title shall be  
21 available for salaries and expenses of the Special Court  
22 established under the Regional Rail Reorganization Act of  
23 1973, Public Law 93–236.

24 SEC. 303. Not to exceed 5 percent of any appropria-  
25 tion made available for the current fiscal year for the Judi-



ciary in this Act may be transferred between such appropriations, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers: *Provided*, That any transfer pursuant to this section shall be treated as a reprogramming of funds under section 605 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

SEC. 304. Notwithstanding any other provision of law, the salaries and expenses appropriation for district courts, courts of appeals, and other judicial services shall be available for official reception and representation expenses of the Judicial Conference of the United States: *Provided*, That such available funds shall not exceed \$10,000 and shall be administered by the Director of the Administrative Office of the United States Courts in his capacity as Secretary of the Judicial Conference.

**(98)** SEC. 305. Section 612(l) of title 28, United States Code, is amended by deleting “1994” and inserting “1999”.

**(99)** SEC. 306. Section 377 of title 28, United States Code, is amended by adding at the end thereof the following new subsection:

“(p) Upon an election by a bankruptcy judge or magistrate judge under subsection (f) of this section, all of the accrued employer contributions and accrued interest on

1 *those contributions made on behalf of the bankruptcy judge*  
 2 *or magistrate judge to the Civil Service Retirement and*  
 3 *Disability Fund as defined under section 8348 of title 5,*  
 4 *United States Code, shall be transferred to the fund estab-*  
 5 *lished under section 1931 of title 28, United States Code:*  
 6 *Provided, however, That if the bankruptcy judge or mag-*  
 7 *istrate judge elects under section 2(c) of the Retirement and*  
 8 *Survivors' Annuities for Bankruptcy Judges and Mag-*  
 9 *istrates Act of 1988, Public Law 100-659, to receive a re-*  
 10 *tirement annuity under both this section and title 5, United*  
 11 *States Code, only the accrued employer contributions and*  
 12 *accrued interest on such contributions made on behalf of*  
 13 *the bankruptcy judge or magistrate judge for service cred-*  
 14 *ited under this section may be transferred."*

15       This title may be cited as "The Judiciary Appropria-  
 16 tions Act, 1995".

#### 17                   TITLE IV—RELATED AGENCIES

#### 18                   DEPARTMENT OF TRANSPORTATION

#### 19                   MARITIME ADMINISTRATION

#### 20                   OPERATING-DIFFERENTIAL SUBSIDIES

#### 21                   (LIQUIDATION OF CONTRACT AUTHORITY)

22       For the payment of obligations incurred for operat-  
 23 ing-differential subsidies as authorized by the Merchant  
 24 Marine Act, 1936, as amended, \$214,356,000, to remain  
 25 available until expended.

## 1 OPERATIONS AND TRAINING

2 For necessary expenses of operations and training ac-  
3 tivities authorized by law, ~~(100)\$76,100,000~~ \$78,000,000,  
4 to remain available until expended: *Provided*, That not-  
5 withstanding any other provision of law, the Secretary of  
6 Transportation may use proceeds derived from the sale or  
7 disposal of National Defense Reserve Fleet vessels that  
8 are currently collected and retained by the Maritime Ad-  
9 ministration, to be used for facility and ship maintenance,  
10 modernization and repair, conversion, acquisition of equip-  
11 ment, and fuel costs necessary to maintain training at the  
12 United States Merchant Marine Academy and State mari-  
13 time academies: *Provided further*, That reimbursements  
14 may be made to this appropriation from receipts to the  
15 “Federal Ship Financing Fund” for administrative ex-  
16 penses in support of that program in addition to any  
17 amount heretofore appropriated.

## 18 READY RESERVE FORCE

## 19 (INCLUDING RESCISSION)

20 For necessary expenses to acquire and maintain a  
21 surge shipping capability in the National Defense Reserve  
22 Fleet in an advanced state of readiness and for related  
23 programs, ~~(101)\$179,415,000~~ \$138,000,000, to remain  
24 available until expended: *Provided*, That reimbursement  
25 may be made to the Operations and Training appropria-  
26 tion for expenses related to this program.

1       (102)Of the amounts made available under this  
2 heading in Public Law 103-121, \$27,000,000 are re-  
3 scinded: *Provided*, That of the total amount rescinded,  
4 \$9,000,000 shall be derived from amounts proposed to be  
5 reprogrammed from funds appropriated for Fleet Addi-  
6 tions to Maintenance and Operations.

7        *Of the unobligated balances available under this head-*  
8 *ing, \$158,000,000 are rescinded.*

9 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

## 10 ACCOUNT

11 For the cost of guaranteed loans, as authorized by  
12 the Merchant Marine Act of 1936, \$25,000,000, to remain  
13 available until expended: *Provided*, That such costs, in-  
14 cluding the cost of modifying such loans, shall be as de-  
15 fined in section 502 of the Congressional Budget Act of  
16 1974, as amended.

17 In addition, for administrative expenses to carry out  
18 the guaranteed loan program, not to exceed \$2,000,000,  
19 which shall be transferred to and merged with the appro-  
20 priation for Operations and Training.

## 21 ADMINISTRATIVE PROVISIONS—MARITIME

## 22 ADMINISTRATION

23       Notwithstanding any other provision of this Act, the  
24 Maritime Administration is authorized to furnish utilities  
25 and services and make necessary repairs in connection  
26 with any lease, contract, or occupancy involving Govern-

1 ment property under control of the Maritime Administra-  
 2 tion, and payments received therefor shall be credited to  
 3 the appropriation charged with the cost thereof: *Provided*,  
 4 That rental payments under any such lease, contract, or  
 5 occupancy for items other than such utilities, services, or  
 6 repairs shall be covered into the Treasury as miscellaneous  
 7 receipts.

8 No obligations shall be incurred during the current  
 9 fiscal year from the construction fund established by the  
 10 Merchant Marine Act, 1936, or otherwise, in excess of the  
 11 appropriations and limitations contained in this Act or in  
 12 any prior appropriation Act, and all receipts which other-  
 13 wise would be deposited to the credit of said fund shall  
 14 be covered into the Treasury as miscellaneous receipts.

#### 15 COMMISSION ON IMMIGRATION REFORM

##### 16 SALARIES AND EXPENSES

17 For necessary expenses of the Commission on Immi-  
 18 gration Reform pursuant to section 141(f) of the Immi-  
 19 gration Act of 1990, ~~(103)\$1,494,000~~ \$1,894,000, to re-  
 20 main available until expended.

#### 21 COMMISSION ON SECURITY AND COOPERATION IN

##### 22 EUROPE

##### 23 SALARIES AND EXPENSES

24 For necessary expenses of the Commission on Secu-  
 25 rity and Cooperation in Europe, as authorized by Public

1 Law 94–304, \$1,090,000, to remain available until ex-  
2 pended as authorized by section 3 of Public Law 99–7.

3 COMPETITIVENESS POLICY COUNCIL

4 SALARIES AND EXPENSES

5 For necessary expenses of the Competitiveness Policy  
6 Council as authorized by section 5209 of the Omnibus  
7 Trade and Competitiveness Act of 1988, \$1,000,000 to  
8 remain available until expended.

9 MARINE MAMMAL COMMISSION

10 SALARIES AND EXPENSES

11 For necessary expenses of the Marine Mammal Com-  
12 mission as authorized by title II of Public Law 92–522,  
13 as amended, ~~(104)\$1,320,000~~ *\$1,384,000*.

14 MARTIN LUTHER KING, JR. FEDERAL HOLIDAY

15 COMMISSION

16 SALARIES AND EXPENSES

17 For necessary expenses of the Martin Luther King,  
18 Jr. Federal Holiday Commission, as authorized by Public  
19 Law 98–399, as amended, \$300,000.

20 OFFICE OF THE UNITED STATES TRADE

21 REPRESENTATIVE

22 SALARIES AND EXPENSES

23 For necessary expenses of the Office of the United  
24 States Trade Representative, including the hire of pas-  
25 senger motor vehicles and the employment of experts and

1 consultants as authorized by 5 U.S.C. 3109, \$20,949,000,  
 2 of which \$2,500,000 shall remain available until expended:  
 3 *Provided*, That not to exceed \$98,000 shall be available  
 4 for official reception and representation expenses.

# 5 SMALL BUSINESS ADMINISTRATION

## 6 SALARIES AND EXPENSES

7 For necessary expenses, not otherwise provided for,  
 8 of the Small Business Administration as authorized by  
 9 Public Law 101-574, including hire of passenger motor  
 10 vehicles as authorized by 31 U.S.C. 1343 and 1344, and  
 11 not to exceed \$3,500 for official reception and representa-  
 12 tion expenses, ~~(105)\$258,900,000~~ \$233,468,000: *Pro-*  
 13 *vided*, That the Administrator is authorized to charge fees  
 14 to cover the cost of publications developed by the Small  
 15 Business Administraton; certain loan servicing activities;  
 16 and installing and servicing the agency's computer-based  
 17 electronic bulletin board~~(106)~~; *and to help defray the cost*  
 18 *of the Small Business Development Center Program: Pro-*  
 19 *vided further*, That notwithstanding 31 U.S.C. 3302, reve-  
 20 nues received from all such activities shall be credited to  
 21 this account, to be available for carrying out these pur-  
 22 poses without further appropriation. Of the total amount  
 23 appropriated in this paragraph, ~~(107)\$73,300,000~~  
 24 \$72,000,000 shall be available for grants for performance  
 25 in fiscal year 1995 or fiscal year 1996 for Small Business

1 Development Centers as authorized by section 21 of the  
 2 Small Business Act, as amended~~(108)~~, of which  
 3 \$5,000,000 shall be available to carry out Defense economic  
 4 transition technical assistance as authorized by 15 U.S.C.  
 5 648(c)(3)(G): Provided further, That not more than  
 6 \$500,000 of the total amount in this paragraph shall be  
 7 available to pay the expenses of the National Small Busi-  
 8 ness Development Center Advisory Board and to reim-  
 9 burse Centers for participating in evaluations as provided  
 10 in section 20(a) of such Act, and to maintain a clearing-  
 11 house as provided in section 21(g)(2) of such Act.

12 ~~(109)None of the funds appropriated for the Small~~  
 13 ~~Business Administration under this Act may be used to~~  
 14 ~~impose any new or increased user fee or management as-~~  
 15 ~~sistance fee for the Small Business Development Center~~  
 16 ~~Program.~~

17 OFFICE OF INSPECTOR GENERAL

18 For necessary expenses of the Office of Inspector  
 19 General in carrying out the provisions of the Inspector  
 20 General Act of 1978, as amended (5 U.S.C. App. 1-11  
 21 as amended by Public Law 100-504), \$8,500,000.

22 BUSINESS LOANS PROGRAM ACCOUNT

23 For the cost of direct loans, ~~(110)\$8,500,000~~  
 24 \$9,221,000, and for the cost of guaranteed loans,  
 25 ~~(111)\$321,067,000~~ \$277,143,000, as authorized by 15  
 26 U.S.C. 631 note~~(112)~~, of which \$1,216,000 shall be for



1 *the micro-loan guarantee program and shall be available*  
2 *until expended, and of which \$30,000,000 shall be used*  
3 *to pre-pay the Federal Financing Bank for debentures*  
4 *guaranteed by the Administration pursuant to section 503*  
5 *of the Small Business Investment Act: Provided, That*  
6 *such costs, including the cost of modifying such loans,*  
7 *shall be as defined in section 502 of the Congressional*  
8 *Budget Act of 1974.*

9       In addition, for administrative expenses to carry out  
10 the direct and guaranteed loan programs, \$97,000,000,  
11 which may be transferred to and merged with the appro-  
12 priations for Salaries and Expenses.

13                   DISASTER LOANS PROGRAM ACCOUNT

14       For the cost of direct loans authorized by section 7(b)  
15 of the Small Business Act, as amended, \$52,153,000, to  
16 remain available until expended: *Provided, That such*  
17 *costs, including the cost of modifying such loans, shall be*  
18 *as defined in section 502 of the Congressional Budget Act*  
19 *of 1974: Provided (113) further, That none of the funds*  
20 *provided in this or any other Act may be used for the cost*  
21 *of direct loans to any borrower under section 7(b) of the*  
22 *Small Business Act to relocate voluntarily outside the*  
23 *business area in which the disaster has occurred.*

24       In addition, for administrative expenses to carry out  
25 the direct loan program, \$78,000,000, which may be

1 transferred to and merged with the appropriations for Sal-  
 2 aries and Expenses.

3 In addition, for the cost of emergency disaster loans  
 4 and associated administrative expenses, \$125,000,000, to  
 5 remain available until expended: *Provided*, That these  
 6 funds, or any portion thereof, shall be available beginning  
 7 in fiscal year 1995 to the extent that the President notifies  
 8 the Congress of his designation of any or all of these  
 9 amounts as emergency requirements under the Budget  
 10 Enforcement Act of 1990: *Provided further*, That Con-  
 11 gress hereby designates these amounts as emergency re-  
 12 quirements pursuant to section 251(b)(2)(D).

13 SURETY BOND GUARANTEES REVOLVING FUND

14 For additional capital for the “Surety Bond Guar-  
 15 tees Revolving Fund”, authorized by the Small Business  
 16 Investment Act, as amended, \$5,369,000, to remain avail-  
 17 able without fiscal year limitation as authorized by 15  
 18 U.S.C. 631 note.

19 ADMINISTRATIVE PROVISIONS—SMALL BUSINESS

20 ADMINISTRATION

21 SEC. 401. ~~(114)~~None of the funds provided by this  
 22 Act for the Small Business Administration may be used  
 23 to guarantee any participating securities authorized by  
 24 Public Law 102–366 until legislation has been enacted  
 25 which directly or indirectly prohibits the filing of a petition  
 26 under the Bankruptcy Code by a small business invest-

1 ment company licensed under subsection (c) or (d) of sec-  
 2 tion 301 of the Small Business Investment Act of 1958  
 3 or regulations implemented to reduce risks to the Small  
 4 Business Administration from companies licensed under  
 5 section (c) or (d) of section 301 of the Small Business  
 6 Investment Act of 1958.

7       ~~SEC. 402.~~ (a) Of the budgetary resources available  
 8 to the Small Business Administration during fiscal year  
 9 1995, \$1,021,000 are permanently canceled.

10       (b) The Administrator of the Small Business Admin-  
 11 istration shall allocate the amount of budgetary resources  
 12 canceled among the agency's accounts available for pro-  
 13 curement and procurement-related expenses. Amounts  
 14 available for procurement and procurement-related ex-  
 15 penses in each such account shall be reduced by the  
 16 amount allocated to such account.

17       (c) For the purposes of this section, the definition  
 18 of "procurement" includes all stages of the process of ac-  
 19 quiring property or services, beginning with the process  
 20 of determining a need for a product or services and ending  
 21 with contract completion and closeout, as specified in 41  
 22 U.S.C. 403(2).

23       **(115)**~~SEC. 402.~~*a Not to exceed 5 percent of any ap-*  
 24 *propriation made available for the current fiscal year for*  
 25 *the Small Business Administration in this Act may be*

1 *transferred between such appropriations, but no such ap-*  
 2 *propriation shall be increased by more than 10 percent by*  
 3 *any such transfers: Provided, That any transfer pursuant*  
 4 *to this section shall be treated as a reprogramming of*  
 5 *funds under section 605 of this Act and shall not be avail-*  
 6 *able for obligation or expenditure except in compliance*  
 7 *with the procedures set forth in that section.*

8                   LEGAL SERVICES CORPORATION

9           PAYMENT TO THE LEGAL SERVICES CORPORATION

10       For payment to the Legal Services Corporation to  
 11 carry out the purposes of the Legal Services Corporation  
 12 Act of 1974, as amended, ~~(116)~~~~\$415,000,000; of which~~  
 13 ~~\$350,700,000 is for basic field programs; \$9,390,000 is~~  
 14 ~~for Native American programs; \$13,830,000 is for mi-~~  
 15 ~~grant programs; \$1,435,000 is for law school clinics;~~  
 16 ~~\$1,305,000 is for supplemental field programs; \$870,000~~  
 17 ~~is for regional training centers; \$10,800,000 is for na-~~  
 18 ~~tional support; \$11,585,000 is for State support;~~  
 19 ~~\$785,000 is for client initiatives; \$1,145,000 is for the~~  
 20 ~~Clearinghouse; \$655,000 is for computer assisted legal re-~~  
 21 ~~search regional centers; and \$12,500,000~~ *\$400,000,000; of*  
 22 *which \$341,865,000 is for basic field programs; \$8,950,000*  
 23 *is for Native American programs; \$12,759,000 is for mi-*  
 24 *grant programs; \$1,402,000 is for law school clinics;*  
 25 *\$1,274,000 is for supplemental field programs; \$795,000 is*

1 *for regional training centers; \$9,611,000 is for national*  
 2 *support; \$10,564,000 is for State support; \$100,000 is for*  
 3 *client initiatives; \$1,101,000 is for the Clearinghouse;*  
 4 *\$651,000 is for computer assisted legal research regional*  
 5 *centers; and \$10,928,000 is for Corporation management*  
 6 *and administration.*

7 ADMINISTRATIVE PROVISION—LEGAL SERVICES

8 CORPORATION

9 SEC. 403. (a) Funds appropriated under this Act to  
 10 the Legal Services Corporation and distributed to each  
 11 grantee funded in fiscal year 1995, pursuant to the num-  
 12 ber of poor people determined by the Bureau of the Cen-  
 13 sus to be within its geographical area, shall be distributed  
 14 in the following order:

15 (1) Grants from the Legal Services Corporation  
 16 and contracts entered into with the Legal Services  
 17 Corporation under section 1006(a)(1) of the Legal  
 18 Services Corporation Act, as amended, shall be  
 19 maintained in fiscal year 1995 at not less than the  
 20 annual level at which each grantee and contractor  
 21 was funded in fiscal year 1994 pursuant to Public  
 22 Law 103-121.

23 ~~(117)(2)~~ 50 percent of new basic field funds  
 24 shall be awarded to grantees and contractors funded  
 25 at the lowest levels per poor person (calculated for  
 26 each grantee or contractor by dividing each such

1 grantee or contractor's fiscal year 1994 grant level  
2 by the number of poor persons within its geographi-  
3 cal area under the 1990 census) so as to fund the  
4 largest number of programs possible at an equal per-  
5 poor-person amount.

6 (3) 50 percent of new basic field funds shall be  
7 allocated to grantees and contractors in an amount  
8 that is proportionate to the number of poor people  
9 in such grantee or contractor's service area as enu-  
10 merated in the 1990 census.

11 (b) None of the funds appropriated under this Act  
12 to the Legal Services Corporation shall be expended for  
13 any purpose prohibited or limited by or contrary to any  
14 of the provisions of—

15 (1) section 607 of Public Law 101-515, and  
16 that all funds appropriated for the Legal Services  
17 Corporation shall be subject to the same terms and  
18 conditions as set forth in section 607 of Public Law  
19 101-515, except that the funding formulas and pro-  
20 visos 15, 20 and 22 shall not apply, and all ref-  
21 erences to "1991" in section 607 of Public Law  
22 101-515 shall be deemed to be "1995", unless sub-  
23 paragraph (2) applies; and

1           (2) authorizing legislation for fiscal year 1995  
 2           for the Legal Services Corporation that is enacted  
 3           into law.

4           TITLE V—DEPARTMENT OF STATE AND  
 5                               RELATED AGENCIES

6                               DEPARTMENT OF STATE

7                               ADMINISTRATION OF FOREIGN AFFAIRS

8                               DIPLOMATIC AND CONSULAR PROGRAMS

9           For necessary expenses of the Department of State  
 10   and the Foreign Service not otherwise provided for, includ-  
 11   ing expenses authorized by the State Department Basic  
 12   Authorities Act of 1956, as amended; representation to  
 13   certain international organizations in which the United  
 14   States participates pursuant to treaties, ratified pursuant  
 15   to the advice and consent of the Senate, or specific Acts  
 16   of Congress; acquisition by exchange or purchase of pas-  
 17   senger motor vehicles as authorized by 31 U.S.C. 1343,  
 18   40 U.S.C. 481(c) and 22 U.S.C. 2674; and for expenses  
 19   of    general    administration    ~~(118)~~\$1,700,200,000  
 20   \$1,780,439,000 ~~(119)~~: *Provided*, That notwithstanding  
 21   any other provision of law, during fiscal year 1995 the  
 22   Secretary of State is authorized to charge a fee for proc-  
 23   essing passports on an expedited basis: *Provided further*,  
 24   That in order to control workload demands on passport  
 25   facilities, expedited passport processing will be available

1 only to those applicants who can demonstrate and docu-  
2 ment the need to travel on an urgent basis and that such  
3 documentation would normally include already-purchased  
4 tickets and a formal itinerary: *Provided further*, That fees  
5 allocated under this provision shall be used to fund the  
6 cost of providing expedited passport processing and to en-  
7 hance the quality and efficiency of consular services: *Pro-*  
8 *vided further*, That the Secretary shall deposit such fees  
9 as an offsetting collection to this appropriation account,  
10 to remain available until expended, and shall expend not  
11 to exceed \$18,000,000 in such fee collections during fiscal  
12 year 1995. Of the funds appropriated in this paragraph:  
13 not to exceed \$3,000,000 shall be available for grants,  
14 contracts, and other activities to conduct research and  
15 promote international cooperation on environmental and  
16 other scientific issues; not to exceed \$500,000 shall be  
17 available to carry out the activities of the Commission on  
18 Protecting and Reducing Government Secrecy; \$300,000  
19 shall be available for recruitment of Hispanic American  
20 students and for the training of Hispanic Americans for  
21 careers in the Foreign Service and in international affairs;  
22 and not to exceed \$300,000 shall be available to carry out  
23 the activities of the Office of Cambodian Genocide Inves-  
24 tigation. None of the funds appropriated in this para-  
25 graph shall be available to carry out the provisions of sec-



1 ~~tion 101(b)(2)(E) of Public Law 103-236~~: *Provided, That*  
2 *hereafter all receipts received from a new charge for expe-*  
3 *dited passport processing shall be deposited in this account*  
4 *as an offsetting collection and shall be available until ex-*  
5 *pended: Provided further, That of the total amount made*  
6 *available in this paragraph, not less than \$5,000,000 shall*  
7 *be available only for payments to the Federal Bureau of*  
8 *Investigation pursuant to section 505 of this Act.*

9       In addition, not to exceed \$700,000 in registration  
10 fees collected pursuant to section 38 of the Arms Export  
11 Control Act, as amended, may be used in accordance with  
12 section 45 of the State Department Basic Authorities Act  
13 of 1956, 22 U.S.C. 2717; and in addition not to exceed  
14 \$1,223,000 shall be derived from fees from other executive  
15 agencies for lease or use of facilities located at the Inter-  
16 national Center in accordance with section 4 of the Inter-  
17 national Center Act (Public Law 90-553, as amended by  
18 section 120 of Public Law 101-246); and in addition not  
19 to exceed \$15,000 which shall be derived from reimburse-  
20 ments, surcharges, and fees for use of Blair House facili-  
21 ties in accordance with section 46 of the State Department  
22 Basic Authorities Act of 1956 (22 U.S.C. 2718(a)).

23       Notwithstanding section 502 of this Act, not to ex-  
24 ceed 20 percent of the amounts made available in this Act  
25 in the appropriation accounts, “Diplomatic and Consular

1 Programs” and “Salaries and Expenses” under the head-  
 2 ing “Administration of Foreign Affairs” may be trans-  
 3 ferred between such appropriation accounts:  
 4 ~~(120)~~*Provided further, Provided,* That any transfer pur-  
 5 suant to this section shall be treated as a reprogramming  
 6 of funds under section 605 of this Act and shall not be  
 7 available for obligation or expenditure except in compli-  
 8 ance with the procedures set forth in that section.

9 SALARIES AND EXPENSES

10 For expenses necessary for the general administra-  
 11 tion of the Department of State and the Foreign Service,  
 12 provided for by law, including expenses authorized by sec-  
 13 tion 9 of the Act of August 31, 1964, as amended (31  
 14 U.S.C. 3721), and the State Department Basic Authori-  
 15 ties Act of 1956, as amended, ~~(121)~~\$385,000,000  
 16 \$391,373,000.

17 OFFICE OF INSPECTOR GENERAL

18 For necessary expenses of the Office of Inspector  
 19 General in carrying out the provisions of the Inspector  
 20 General Act of 1978, as amended (5 U.S.C. App. 1-11  
 21 as amended by Public Law 100-504), \$23,850,000.

22 REPRESENTATION ALLOWANCES

23 For representation allowances as authorized by sec-  
 24 tion 905 of the Foreign Service Act of 1980, as amended  
 25 (22 U.S.C. 4085), \$4,780,000.

1 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

2 For expenses, not otherwise provided, to enable the  
 3 Secretary of State to provide for extraordinary protective  
 4 services in accordance with the provisions of section 214  
 5 of the State Department Basic Authorities Act of 1956  
 6 (22 U.S.C. 4314) and 3 U.S.C. 208, \$9,579,000: *Pro-*  
 7 *vided*, That none of the funds appropriated in this para-  
 8 graph shall be available to carry out section 101(b)(4)(A)  
 9 of Public Law 103-236: *Provided further*, That of the  
 10 funds appropriated in this paragraph, not to exceed  
 11 \$500,000 shall be available to carry out section  
 12 101(b)(4)(B) of Public Law 103-236.

13 ACQUISITION AND MAINTENANCE OF BUILDINGS ABROAD

14 For necessary expenses for carrying out the Foreign  
 15 Service Buildings Act of 1926, as amended (22 U.S.C.  
 16 292-300), and the Diplomatic Security Construction Pro-  
 17 gram as authorized by title IV of the Omnibus Diplomatic  
 18 Security and Antiterrorism Act of 1986 (22 U.S.C. 4851),  
 19 ~~122~~ ~~\$396,000,000~~ \$421,760,000 to remain available  
 20 until expended as authorized by 22 U.S.C. 2696(c): *Pro-*  
 21 *vided*, That none of the funds appropriated in this para-  
 22 graph shall be available for acquisition of furniture and  
 23 furnishings and generators for other departments and  
 24 agencies. Of the funds made available in this paragraph  
 25 ~~123~~ ~~\$92,864,000~~ \$117,864,000 shall be available for  
 26 Maintenance of Buildings and Facility Rehabilitation.

11 REPATRIATION LOANS PROGRAM ACCOUNT

20 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

23 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND  
24 DISABILITY FUND

**HR 4603 PP**

1 INTERNATIONAL ORGANIZATIONS AND CONFERENCES

2 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

3 For expenses, not otherwise provided for, necessary  
4 to meet annual obligations of membership in international  
5 multilateral organizations, pursuant to treaties ratified  
6 pursuant to the advice and consent of the Senate, conven-  
7 tions or specific Acts of Congress, ~~(125)~~\$913,941,000, of  
8 which not to exceed \$40,719,000 is available to pay ar-  
9 rearages, the payment of which shall be directed toward  
10 special activities that are mutually agreed upon by the  
11 United States and the respective international organiza-  
12 tion \$873,222,000: *Provided*, That 20 percent of the funds  
13 appropriated in this paragraph for the assessed contribu-  
14 tion of the United States to the United Nations shall be  
15 withheld from obligation and expenditure pursuant to sec-  
16 tion 401(a)(2) of Public Law 103-236 until a certification  
17 is made under section 401(b) of said Act~~(126)~~: *Provided*  
18 further, That certification under section 401(b) of Public  
19 Law 103-236 may only be made if the Committees on Ap-  
20 propriations and Foreign Relations of the Senate and the  
21 Committees on Appropriations and Foreign Affairs of the  
22 House of Representatives are notified of the steps taken to  
23 meet the requirements of section 401(b) of Public Law 103-  
24 236 at least 15 days in advance of the proposed certifi-  
25 cation: *Provided further*, That none of the funds appro-

1 priated in this paragraph shall be available for a United  
 2 States contribution to an international organization for  
 3 the United States share of interest costs made known to  
 4 the United States Government by such organization for  
 5 loans incurred on or after October 1, 1984, through exter-  
 6 nal borrowings.

7 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING  
 8 ACTIVITIES

9 For necessary expenses to pay assessed and other ex-  
 10 penses of international peacekeeping activities directed to  
 11 the maintenance or restoration of international peace and  
 12 security, ~~(\$127)\$533,304,000, of which not to exceed~~  
 13 ~~\$288,000,000 is available to pay arrearages accumulated~~  
 14 ~~in fiscal year 1994 and not to exceed \$23,092,000 is avail-~~  
 15 ~~able to pay other outstanding arrearages \$500,000,000, of~~  
 16 ~~which not to exceed \$277,788,000 is available to pay arrear-~~  
 17 ~~ages: Provided, That funds shall be available for peacekeep-~~  
 18 ~~ing expenses only upon a certification by the Secretary of~~  
 19 ~~State to the appropriate committees of the Congress that~~  
 20 ~~American manufacturers and suppliers are being given op-~~  
 21 ~~portunities to provide equipment, services and material for~~  
 22 ~~United Nations peacekeeping activities equal to those being~~  
 23 ~~given to foreign manufacturers and suppliers.~~

24 INTERNATIONAL CONFERENCES AND CONTINGENCIES

25 For necessary expenses authorized by section 5 of the  
 26 State Department Basic Authorities Act of 1956, in addi-

1 tion to funds otherwise available for these purposes, con-  
 2 tributions for the United States share of general expenses  
 3 of international organizations and conferences and rep-  
 4 resentation to such organizations and conferences as pro-  
 5 vided for by 22 U.S.C. 2656 and 2672 and personal serv-  
 6 ices without regard to civil service and classification laws  
 7 as authorized by 5 U.S.C. 5102, \$6,000,000, to remain  
 8 available until expended as authorized by 22 U.S.C.  
 9 2696(c), of which not to exceed \$200,000 may be ex-  
 10 pended for representation as authorized by 22 U.S.C.  
 11 4085.

#### 12 INTERNATIONAL COMMISSIONS

13 For necessary expenses, not otherwise provided for,  
 14 to meet obligations of the United States arising under  
 15 treaties, or specific Acts of Congress, as follows:

#### 16 INTERNATIONAL BOUNDARY AND WATER COMMISSION,

#### 17 UNITED STATES AND MEXICO

18 For necessary expenses for the United States Section  
 19 of the International Boundary and Water Commission,  
 20 United States and Mexico, and to comply with laws appli-  
 21 cable to the United States Section, including not to exceed  
 22 \$6,000 for representation; as follows:

#### 23 SALARIES AND EXPENSES

24 For salaries and expenses, not otherwise provided for,  
 25 ~~128~~ ~~\$13,947,000~~ *\$12,858,000*.

## 1 CONSTRUCTION

2 For detailed plan preparation and construction of au-  
3 thorized projects, ~~(129)\$6,644,000~~ \$7,733,000, to remain  
4 available until expended as authorized by 22 U.S.C.  
5 2696(c).

## 6 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

7 For necessary expenses, not otherwise provided for  
8 the International Joint Commission and the International  
9 Boundary Commission, as authorized by treaties between  
10 the United States and Canada or Great Britain, and for  
11 the Border Environment Cooperation Commission as au-  
12 thorized by Public Law 103-182; \$5,800,000, of which  
13 not to exceed \$9,000 shall be available for representation  
14 expenses incurred by the International Joint Commission.

## 15 INTERNATIONAL FISHERIES COMMISSIONS

16 For necessary expenses for international fisheries  
17 commissions, not otherwise provided for, as authorized by  
18 law, \$14,669,000: *Provided*, That the United States share  
19 of such expenses may be advanced to the respective com-  
20 missions, pursuant to 31 U.S.C. 3324.

## 21 PAYMENT TO THE ASIA FOUNDATION

22 For a grant to the Asia Foundation, as authorized  
23 by section 501 of Public Law 101-246, \$15,000,000, to  
24 remain available until expended as authorized by 22  
25 U.S.C. 2696(c).



## 1       GENERAL PROVISIONS—DEPARTMENT OF STATE

2       SEC. 501. Funds appropriated under this title shall  
3 be available, except as otherwise provided, for allowances  
4 and differentials as authorized by subchapter 59 of 5  
5 U.S.C.; for services as authorized by 5 U.S.C. 3109; and  
6 hire of passenger transportation pursuant to 31 U.S.C.  
7 1343(b).

8       SEC. 502. Not to exceed 5 percent of any appropria-  
9 tion made available for the current fiscal year for the De-  
10 partment of State in this Act may be transferred between  
11 such appropriations, but no such appropriation, except as  
12 otherwise specifically provided, shall be increased by more  
13 than 10 percent by any such transfers: *Provided*, That not  
14 to exceed 5 percent of any appropriation made available  
15 for the current fiscal year for the United States Informa-  
16 tion Agency in this Act may be transferred between such  
17 appropriations, but no such appropriation, except as oth-  
18 erwise specifically provided, shall be increased by more  
19 than 10 percent by any such transfers: *Provided further*,  
20 That any transfer pursuant to this section shall be treated  
21 as a reprogramming of funds under section 605 of this  
22 Act and shall not be available for obligation or expenditure  
23 except in compliance with the procedures set forth in that  
24 section.

1        SEC. 503. Funds appropriated or otherwise made  
2 available under this Act or any other Act may be expended  
3 for compensation of the United States Commissioner of  
4 the International Boundary Commission, United States  
5 and Canada, only for actual hours worked by such  
6 Commissioner.

7        SEC. 504. (a) Of the budgetary resources available  
8 to the Department of State during fiscal year 1995,  
9 \$5,566,000 are permanently canceled.

10        (b) The Secretary of State shall allocate the amount  
11 of budgetary resources canceled among the Department's  
12 accounts available for procurement and procurement-relat-  
13 ed expenses. Amounts available for procurement and pro-  
14 curement-related expenses in each such account shall be  
15 reduced by the amount allocated to such account.

16        (c) For the purposes of this section, the definition  
17 of "procurement" includes all stages of the process of ac-  
18 quiring property or services, beginning with the process  
19 of determining a need for a product or services and ending  
20 with contract completion and closeout, as specified in 41  
21 U.S.C. 403(2).

22        **(130)** SEC. 505. *Section 140 of Public Law 103-236*  
23 *is amended—*

24                (1) *by inserting after subsection (d)(3) the fol-*  
25 *lowing new subsection (e):*

1 “(e) *FINGERPRINT CHECKS.*—

2 “(1) *Effective not later than March 31, 1995, the*  
3 *Secretary of State shall in the ten countries with the*  
4 *highest volume of immigrant visa issuance for the*  
5 *most recent fiscal year for which data are available*  
6 *require the fingerprinting of applicants over sixteen*  
7 *years of age for immigrant visas. The Department of*  
8 *State shall submit records of such fingerprints to the*  
9 *Federal Bureau of Investigation in order to ascertain*  
10 *whether such applicants previously have been con-*  
11 *victed of a felony under State or Federal law in the*  
12 *United States, and shall pay all appropriate fees.*

13 “(2) *The Secretary shall prescribe and publish*  
14 *such regulations as may be necessary to implement*  
15 *the requirements of this subsection, and to avoid*  
16 *undue processing costs and delays for eligible immi-*  
17 *grants and the United States Government.”; and*

18 (2) *in subsections (d)(4) and (d)(5), by changing*  
19 *the word “procedure” to “procedures”, by changing*  
20 *the words “this subsection” each time they appear to*  
21 *“subsections (d) and (e)”, and by redesignating para-*  
22 *graphs (d)(4) and (d)(5), respectively, as subsections*  
23 *(f) and (g).*

24 **(131)** *SEC. 506. (a) Section 212 of the Immigration*  
25 *and Nationality Act, as amended (U.S.C. 1182), is amend-*

1 *ed by adding at the end thereof the following new subsection*  
2 *(o):*

3 *“(o) An alien who has been physically present in the*  
4 *United States shall not be eligible to receive an immigrant*  
5 *visa within ninety days following departure therefrom un-*  
6 *less—*

7 *“(1) the alien was maintaining a lawful non-*  
8 *immigrant status at the time of such departure, or*

9 *“(2) the alien is the spouse or unmarried child*  
10 *of an individual who obtained temporary or perma-*  
11 *nent resident status under section 210 or 245A of the*  
12 *Immigration and Nationality Act or section 202 of*  
13 *the Immigration Reform and Control Act of 1986 at*  
14 *any date, who—*

15 *“(A) as of May 5, 1988, was the unmarried*  
16 *child or spouse of the individual who obtained*  
17 *temporary or permanent resident status under*  
18 *section 210 or 245A of the Immigration and Na-*  
19 *tionality Act or section 202 of the Immigration*  
20 *Reform and Control Act of 1986;*

21 *“(B) entered the United States before May*  
22 *5, 1988, resided in the United States on May 5,*  
23 *1988, and is not a lawful permanent resident;*  
24 *and*

1                   “(C) applied for benefits under section  
2                   301(a) of the Immigration Act of 1990.”.

3           (b) Section 245 of the Immigration and Nationality  
4 Act, as amended (8 U.S.C. 1255), is amended by adding  
5 at the end thereof the following new subsection:

6           “(i)(1) Notwithstanding the provisions of subsections  
7 (a) and (c) of this section, an alien physically present in  
8 the United States who—

9                   “(A) entered the United States without inspec-  
10           tion; or

11                   “(B) is within one of the classes enumerated in  
12           subsection (c) of this section

13 may apply to the Attorney General for the adjustment of  
14 his or her status to that of an alien lawfully admitted for  
15 permanent residence. The Attorney General may accept  
16 such application only if the alien remits with such applica-  
17 tion a sum equalling five times the fee required for the proc-  
18 essing of applications under this section as of the date of  
19 receipt of the application, but such sum shall not be re-  
20 quired from a child under the age of seventeen, or an alien  
21 who is the spouse or unmarried child of an individual who  
22 obtained temporary or permanent resident status under sec-  
23 tion 210 or 245A of the Immigration and Nationality Act  
24 or section 202 of the Immigration Reform and Control Act  
25 of 1986 at any date, who—

1           “(i) as of May 5, 1988, was the unmarried child  
2           or spouse of the individual who obtained temporary  
3           or permanent resident status under section 210 or  
4           245A of the Immigration and Nationality Act or sec-  
5           tion 202 of the Immigration Reform and Control Act  
6           of 1986;

7           “(ii) entered the United States before May 5,  
8           1988, resided in the United States on May 5, 1988,  
9           and is not a lawful permanent resident; and

10          “(iii) applied for benefits under section 301(a) of  
11          the Immigration Act of 1990. The sum specified here-  
12          in shall be in addition to the fee normally required  
13          for the processing of an application under this sec-  
14          tion.

15          “(2) Upon receipt of such an application and the sum  
16          hereby required, the Attorney General may adjust the status  
17          of the alien to that of an alien lawfully admitted for perma-  
18          nent residence if—

19               “(A) the alien is eligible to receive an immigrant  
20               visa and is admissible to the United States for per-  
21               manent residence; and

22               “(B) an immigrant visa is immediately avail-  
23               able to the alien at the time the application is filed.

24          “(3) Sums remitted to the Attorney General pursuant  
25          to paragraphs (1) and (2) of this subsection shall be dis-

1 posed of by the Attorney General as provided in sections  
2 286 (m), (n), and (o) of this title.”.

3 (c) The provisions of these amendments to the Immi-  
4 gration and Nationality Act shall take effect on October 1,  
5 1994.

6 (d) The Immigration and Naturalization Service shall  
7 conduct full fingerprint identification checks through the  
8 Federal Bureau of Investigation for all individuals over six-  
9 teen years of age adjusting immigration status in the  
10 United States pursuant to this section.

11 **(132) SEC. 507. REPORT ON AU PAIR PROGRAM.**

12 The Director of the United States Information Agency  
13 shall submit a report to the Committees on Appropriations,  
14 within 90 days of enactment of this Act, containing the fol-  
15 lowing:

16 (1) The number of persons accepted and the  
17 number of persons rejected each year for admission to  
18 the United States under a J Visa as part of the au  
19 pair program;

20 (2) The guidelines and/or a summary of the pro-  
21 cedures used by each au pair agency regarding  
22 screening of prospective au pairs for prior criminal  
23 activity and other relevant information;

24 (3) the guidelines and/or a summary of the pro-  
25 cedures used by each au pair agency regarding train-

1     *ing of au pairs in child care and in relevant United*  
2     *States laws;*

3             *(4) The procedures used by each au pair agency*  
4     *to ensure that au pairs abide by local, State, and*  
5     *Federal laws, and the United States Information*  
6     *Agency's policies and procedures for dealing with au*  
7     *pairs who violate such laws;*

8             *(5) The mechanisms available to the United*  
9     *States Information Agency to enforce compliance with*  
10    *au pair agency guidelines and procedures;*

11            *(6) The contractual relationship between au pair*  
12    *agencies and individuals located overseas who select*  
13    *and screen prospective au pairs, and the guidelines*  
14    *and standards which apply to these individuals;*

15            *(7) The procedures used by each au pair agency*  
16    *to check personal character and employment ref-*  
17    *erences for each prospective au pair; and*

18            *(8) The procedures used by each au pair agency*  
19    *to deal with au pairs who are determined by their*  
20    *host family to be unsuitable.*

21     **(133)** *SEC. 508. Of the funds appropriated in title V*  
22    *and in chapter II of title VII, up to \$100,000,000 may be*  
23    *transferred, at the discretion of the President and subject*  
24    *to the regular notification procedures of the Appropriations*



1 *Committees of the House of Representatives and the Senate,*  
 2 *to support humanitarian relief in and around Rwanda.*

3       **(134)** *SEC. 509. (a) No later than March 1, 1995, the*  
 4 *Secretary of State shall submit to the appropriate congres-*  
 5 *sional committees a report describing the technical coopera-*  
 6 *tion activities of the International Atomic Energy Agency*  
 7 *with countries on the list of terrorist countries.*

8       *(b) As used in this section—*

9               *(1) the term “appropriate congressional commit-*  
 10 *tees” means the Committees on Appropriations and*  
 11 *Foreign Relations of the Senate and the Committees*  
 12 *on Appropriations and Foreign Affairs of the House*  
 13 *of Representatives; and*

14              *(2) the term “list of terrorist countries” means*  
 15 *the list of countries the governments of which have re-*  
 16 *peatedly provided support for acts of international*  
 17 *terrorism, as determined by the Secretary of State*  
 18 *under section 6(j) of the Export Administration Act*  
 19 *of 1979.*

20       **(135)** *PAYMENTS-IN-KIND AS ASSESSED CONTRIBUTIONS*  
 21 *TO UNITED NATIONS PEACEKEEPING ACTIVITIES*

22       *SEC. 510. It is the sense of the Congress that—*

23              *(1) United States assessed contributions to peace-*  
 24 *keeping operations conducted by the United Nations*  
 25 *may consist of contributions of excess defense articles*

1       or may be in the form of payments made directly to  
 2       United States companies providing goods and services  
 3       in support of United Nations peacekeeping activities;  
 4       and

5               (2) such contributions should be made in con-  
 6       sultation with the Secretaries of State and Defense.

7   **(136)SEC. 511. HIGH-LEVEL VISITS FOR TAIWAN.**

8       Section 2(b) of the Taiwan Relations Act (22 U.S.C.  
 9   3301(b)) is amended—

10           (1) by striking “and” at the end of paragraph  
 11       (5);

12           (2) by striking the period at the end of para-  
 13       graph (6) and inserting “; and”; and

14           (3) by adding at the end the following new para-  
 15       graph:

16           “(7) to establish regular, cabinet-level contacts  
 17       with Taiwan through exchanges of visits between cab-  
 18       inet-level officials of Taiwan and the United States.”.

19   **(137)SEC. 512. MEMBERSHIP IN A TERRORIST ORGA-**  
 20   **NIZATION AS A BASIS FOR EXCLUSION FROM THE**  
 21   **UNITED STATES UNDER THE IMMIGRATION AND NA-**  
 22   **TIONALITY ACT.**

23       Section 212(a)(3)(B) of the Immigration and Nation-  
 24   ality Act (8 U.S.C. 1182(a)(3)(B)) is amended—

25           (1) in clause (i)(II) by inserting “or” at the end;

1           (2) by adding after clause (i)(II) the following:

2                   “(III) is a member of an organization that  
3           engages in, or has engaged in, terrorist activity  
4           or who actively supports or advocates terrorist  
5           activity,”; and

6           (3) by adding after clause (iii) the following:

7                   “(iv) *TERRORIST ORGANIZATION DE-*  
8           *FINED.*—As used in this Act, the term ‘terrorist  
9           organization’ means an organization which com-  
10          mits terrorist activity as determined by the Sec-  
11          retary of State, in consultation with the Attor-  
12          ney General.”.

13 **(138)SEC. 513. INELIGIBILITY TO RECEIVE VISAS**  
14 **AND EXCLUSION FROM ADMISSION TO THE UNITED**  
15 **STATES.**

16          None of the funds appropriated by this Act may be  
17          used to issue a visa to any alien who illegally confiscates  
18          or has confiscated or has directed or overseen the illegal  
19          confiscation of the property of a United States person, or  
20          converts or has converted for personal gain property other-  
21          wise illegally confiscated from a United States person.

22 **(139)SEC. 514. SENSE OF THE SENATE CONDEMNING**  
23 **THE SINKING OF THE “13TH OF MARCH” BY THE**  
24 **GOVERNMENT IN CUBA.**

25          (a) *FINDINGS.*—

1           (1) *There are credible reports that on July 15,*  
2           *1994 Cuban government vessels fired high-pressure*  
3           *water hoses, repeatedly rammed and deliberately sunk*  
4           *the “13th of March”, a tugboat carrying 72 unarmed*  
5           *Cuban citizens.*

6           (2) *About forty of the men, women, and children*  
7           *passengers on the “13th of March” drowned as a re-*  
8           *sult of Cuban government actions, including most or*  
9           *all of the twenty children aboard.*

10          (3) *The President of the United States “de-*  
11          *plored” the sinking of the “13th of March” as “an-*  
12          *other example of the brutal nature of the Cuban re-*  
13          *gime”.*

14          (4) *All of the men who survived the sinking of*  
15          *the “13th of March” have been imprisoned by the*  
16          *Cuban government.*

17          (5) *The freedom to emigrate is an internation-*  
18          *ally recognized human right and freedom’s fundamen-*  
19          *tal guarantor of last resort.*

20          (6) *The Cuban government, by jamming TV and*  
21          *Radio Marti, denies the Cuban people the right of free*  
22          *access to information, including information about*  
23          *this tragedy.*

24          (b) *It is the sense of the Senate to—*

1           (1) condemn the Cuban government for deliberately sinking the “13th of March”, causing the  
 2           deaths of about 40 Cuban citizens, including about  
 3           twenty children;

5           (2) urge the President to direct the United States  
 6           Permanent Representative to the United Nations to  
 7           seek a resolution in the United Nations Security  
 8           Council that—

9                   (A) condemns the sinking of the “13th of  
 10                   March”;

11                   (B) provides for a full internationally supervised investigation of the incident; and

12                   (C) urges the Cuban government to release  
 13                   from prison and cease intimidation measures  
 14                   against all survivors of the sinking of the “13th  
 15                   of March”.

## 17                   RELATED AGENCIES

### 18                   ARMS CONTROL AND DISARMAMENT AGENCY

#### 19                   ARMS CONTROL AND DISARMAMENT ACTIVITIES

20           For necessary expenses not otherwise provided, for  
 21           arms control and disarmament activities, \$54,500,000,  
 22           **(140)** *of which not less than \$9,500,000 is available until*  
 23           *expended only for payment of United States contributions*  
 24           *to the Preparatory Commission for the Organization on the*  
 25           *Prohibition of Chemical Weapons, and of which not to ex-*

1 exceed \$100,000 shall be for official reception and represen-  
2 tation expenses as authorized by the Act of September 26,  
3 1961, as amended (22 U.S.C. 2551 et seq.): *Provided*,  
4 That of the budgetary resources available in fiscal year  
5 1995 in this account, \$122,000 are permanently canceled:  
6 *Provided further*, That amounts available for procurement  
7 and procurement-related expenses in this account are re-  
8 duced by such amount: *Provided further*, That as used  
9 herein, “procurement” includes all stages of the process  
10 of acquiring property or services, beginning with the proc-  
11 ess of determining a need for a product or services and  
12 ending with contract completion and closeout, as specified  
13 in 41 U.S.C. 403(2).

14 COMMISSION FOR THE PRESERVATION OF AMERICA’S  
15 HERITAGE ABROAD

16 SALARIES AND EXPENSES

17 For expenses for the Commission for the Preservation  
18 of America’s Heritage Abroad, \$206,000, as authorized by  
19 Public Law 99–83, section 1303.

20 INTERNATIONAL TRADE COMMISSION

21 SALARIES AND EXPENSES

22 For necessary expenses of the International Trade  
23 Commission, including hire of passenger motor vehicles  
24 and services as authorized by 5 U.S.C. 3109, and not to  
25 exceed \$2,500 for official reception and representation ex-

1 penses, ~~(141)\$44,200,000~~ *\$43,500,000*, to remain avail-  
2 able until expended.

3 JAPAN-UNITED STATES FRIENDSHIP COMMISSION

4 JAPAN-UNITED STATES FRIENDSHIP TRUST FUND

5 For expenses of the Japan-United States Friendship  
6 Commission as authorized by Public Law 94-118, as  
7 amended, from the interest earned on the Japan-United  
8 States Friendship Trust Fund, ~~(142)\$1,247,000~~  
9 *\$1,000,000*; and an amount of Japanese currency not to  
10 exceed the equivalent of \$1,420,000 based on exchange  
11 rates at the time of payment of such amounts as author-  
12 ized by Public Law 94-118.

13 UNITED STATES INFORMATION AGENCY

14 SALARIES AND EXPENSES

15 For expenses, not otherwise provided for, necessary  
16 to enable the United States Information Agency, as au-  
17 thorized by the Mutual Educational and Cultural Ex-  
18 change Act of 1961, as amended (22 U.S.C. 2451 et seq.),  
19 the United States Information and Educational Exchange  
20 Act of 1948, as amended (22 U.S.C. 1431 et seq.) and  
21 Reorganization Plan No. 2 of 1977 (91 Stat. 1636), to  
22 carry out international communication, educational and  
23 cultural activities; and to carry out related activities au-  
24 thorized by law, including employment, without regard to  
25 civil service and classification laws, of persons on a tem-

porary basis (not to exceed \$700,000 of this appropriation), as authorized by 22 U.S.C. 1471, and entertainment, including official receptions, within the United States, not to exceed \$25,000 as authorized by 22 U.S.C. 1474(3); ~~143~~\$476,362,000 \$480,362,000: *Provided*, That not to exceed \$1,400,000 may be used for representation abroad as authorized by 22 U.S.C. 1452 and 4085: *Provided further*, That not to exceed \$1,000,000 of the amounts allocated by the United States Information Agency to carry out section 102(a)(3) of the Mutual Educational and Cultural Exchange Act, as amended (22 U.S.C. 2452(a)(3)), shall remain available until expended: *Provided further*, That not to exceed \$500,000 shall remain available until expended as authorized by 22 U.S.C. 1477b(a), for expenses and equipment necessary for maintenance and operation of data processing and administrative services as authorized by 31 U.S.C. 1535–1536: *Provided further*, That not to exceed \$7,615,000 to remain available until expended, may be credited to this appropriation from fees or other payments received from or in connection with English teaching, library, motion pictures, and publication programs as authorized by section 810 of the United States Information and Educational Exchange Act of 1948, as amended: *Provided further*, That not to exceed \$2,000,000 to remain available until expended may



1 be used to carry out projects involving security construc-  
 2 tion and related improvements for agency facilities not  
 3 physically located together with Department of State fa-  
 4 cilities abroad.

5 OFFICE OF INSPECTOR GENERAL

6 For salaries and expenses of the Office of Inspector  
 7 General in carrying out the provisions of the Inspector  
 8 General Act of 1978, as amended (5 U.S.C. App. 3), and  
 9 in accordance with the provisions of 31 U.S.C.  
 10 1105(a)(25), \$4,300,000.

11 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

12 For expenses of Fulbright, International Visitor,  
 13 Humphrey Fellowship, Citizen Exchange, Congress-Bun-  
 14 destag Exchange, and other educational and cultural ex-  
 15 change programs, as authorized by the Mutual Edu-  
 16 cational and Cultural Exchange Act of 1961, as amended  
 17 (22 U.S.C. 2451 et seq.), and Reorganization Plan No.  
 18 2 of 1977 (91 Stat. 1636), ~~(144)\$237,812,000~~  
 19 *\$242,388,000*, to remain available until expended as au-  
 20 thorized by 22 U.S.C. 2455: *Provided*, That of the funds  
 21 appropriated in this paragraph, ~~(145)\$500,000~~ is for the  
 22 ~~American Studies Collections program~~ *\$600,000 is avail-*  
 23 *able for the Institute for Representative Government and*  
 24 *\$500,000 is available for the Mike Mansfield Fellowship*  
 25 *Program.*

1 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

2 TRUST FUND

3 For payment to the Eisenhower Exchange Fellowship  
4 Program Trust Fund as authorized by the Eisenhower Ex-  
5 change Fellowship Act of 1990 (20 U.S.C. 5204–05),  
6 ~~“(146)\$2,100,000~~ \$2,500,000, to remain available until ex-  
7 pended.

8 For necessary expenses of Eisenhower Exchange Fel-  
9 lowships, Incorporated to be derived from interest and  
10 earnings from the Eisenhower Exchange Fellowship Pro-  
11 gram Trust Fund as authorized by sections 4 and 5 of  
12 the Eisenhower Exchange Fellowship Act of 1990 (20  
13 U.S.C. 5204–05), \$300,000 to remain available until ex-  
14 pended: *Provided*, That none of the funds appropriated  
15 herein shall be used to pay any salary or other compensa-  
16 tion, or to enter into any contract providing for the pay-  
17 ment thereof, in excess of the rate authorized by 5 U.S.C.  
18 5376; or for purposes which are not in accordance with  
19 OMB Circulars A–110 (Uniform Administrative Require-  
20 ments) and A–122 (Cost Principles for Non-profit Organi-  
21 zations), including the restrictions on compensation for  
22 personal services.

23 ISRAELI ARAB SCHOLARSHIP PROGRAM

24 For necessary expenses of the Israeli Arab Scholar-  
25 ship Program as authorized by section 214 of the Foreign  
26 Relations Authorization Act, Fiscal Years 1992 and 1993

1 (22 U.S.C. 2452), all interest and earnings accruing to  
 2 the Israeli Arab Scholarship Fund on or before September  
 3 30, 1995, to remain available until expended.

4 INTERNATIONAL BROADCASTING OPERATIONS

5 For expenses necessary to enable the United States  
 6 Information Agency, as authorized by the United States  
 7 Information and Educational Exchange Act of 1948, as  
 8 amended, and Reorganization Plan No. 2 of 1977, to carry  
 9 out international communication activities;  
 10 ~~147~~ ~~\$476,796,000~~ \$475,478,000, of which not to exceed  
 11 \$10,000 may be used for official receptions within the  
 12 United States as authorized by 22 U.S.C. 1474(3) and  
 13 not to exceed \$35,000 may be used for representation  
 14 abroad as authorized by 22 U.S.C. 1452 and 4085; and  
 15 in addition, not to exceed \$250,000 from fees as author-  
 16 ized by section 810 of the United States Informational and  
 17 Educational Exchange Act of 1948, as amended, to re-  
 18 main available until expended for carrying out authorized  
 19 purposes: *Provided*, That \$239,735,000 shall be trans-  
 20 ferred to the Board for International Broadcasting and  
 21 shall remain available until expended for expenses author-  
 22 ized by the Board for International Broadcasting Act of  
 23 1973, as amended, of which not to exceed \$45,000 shall  
 24 be available for official reception and representation ex-  
 25 penses: ~~148~~ *Provided further, That on the date upon*

1 *which the Board for International Broadcasting Act of 1973*  
2 *(22 U.S.C. 2871, et seq.) is repealed, as provided for by*  
3 *section 310(e) of the Foreign Relations Authorization Act,*  
4 *fiscal years 1994 and 1995 (Public Law 103-236; 108 Stat.*  
5 *442), funds made available for expenses of the Board for*  
6 *International Broadcasting shall be made available until*  
7 *expended only for expenses necessary to enable the Broad-*  
8 *casting Board of Governors to carry out the authorities pro-*  
9 *vided in section 305(a) of Public Law 103-326, including*  
10 *the appointment of staff personnel as authorized by section*  
11 *305(a)(11) of Public Law 103-236: (149) Provided further,*  
12 **That none of the funds appropriated in this paragraph**  
13 **for the Board for International Broadcasting may be used**  
14 **to relocate the offices or operations of RFE/RL, Incor-**  
15 **porated from Munich, Germany: Provided further, That**  
16 **such amounts appropriated to the Board for International**  
17 **Broadcasting in fiscal year 1994 as are certified by the**  
18 **Office of Management and Budget to the Congress as**  
19 **gains due to the fluctuation of foreign currency, may be**  
20 **used in fiscal year 1995 and thereafter either to offset**  
21 **foreign currency losses or to offset unfunded RFE/RL**  
22 **costs associated with the implementation of Public Law**  
23 **103-236: Provided further, That obligated but unexpended**  
24 **balances appropriated in fiscal year 1990 to fund planned**  
25 **transmitter modernization expenses may be expended in**

1 fiscal year 1995 for unfunded RFE/RL costs associated  
 2 with the implementation of Public Law 103-236(150):  
 3 *Provided further, That funds appropriated under this Act*  
 4 *used by the Board for International Broadcasting or the*  
 5 *Broadcasting Board of Governors to relocate offices or oper-*  
 6 *ations of RFE/RL, Incorporated, from Munich, Germany*  
 7 *to Prague, Czech Republic, shall be made available only*  
 8 *from funds provided for the Board for International Broad-*  
 9 *casting in this paragraph: Provided further, That not less*  
 10 *than the amount appropriated by this Act for the Office*  
 11 *of Inspector General, Board of International Broadcasting*  
 12 *shall be available for semiannual reviews of RFE/RL, Inc.*  
 13 *and that on-site review is maintained at the current level*  
 14 *throughout the duration of the relocation transition.*

#### 15 RADIO CONSTRUCTION

16 For an additional amount for the purchase, rent, con-  
 17 struction, and improvement of facilities for radio trans-  
 18 mission and reception and purchase and installation of  
 19 necessary equipment for radio and television transmission  
 20 and reception as authorized by 22 U.S.C. 1471,  
 21 (151) ~~\$85,314,000~~ \$93,165,000, to remain available until  
 22 expended as authorized by 22 U.S.C. 1477b(a).

1                   (152) RADIO FREE ASIA

2                   (INCLUDING TRANSFER OF FUNDS)

3           For expenses necessary to carry out the Radio Free  
4 Asia program, \$10,000,000, to be derived from amounts  
5 provided in this Act for “Radio Construction”.

6                   BROADCASTING TO CUBA

7                   RADIO BROADCASTING TO CUBA

8           For expenses necessary to enable the United States  
9 Information Agency to carry out the Radio Broadcasting  
10 to Cuba Act, as amended (22 U.S.C. 1465 et seq.) (provid-  
11 ing for the Radio Marti Program or Cuba Service of the  
12 Voice of America), including the purchase, rent, construc-  
13 tion, and improvement of facilities for radio transmission  
14 and reception and purchase and installation of necessary  
15 equipment for radio transmission and reception as author-  
16 ized by 22 U.S.C. 1471, \$8,625,000, to remain available  
17 until expended as authorized by 22 U.S.C. 1477b(a).

18                   BROADCASTING TO CUBA

19           *For expenses necessary to enable the United States In-*  
20 *formation Agency to carry out the Radio Broadcasting to*  
21 *Cuba Act, as amended (22 U.S.C. 1465 et seq.) (providing*  
22 *for the Radio Marti Program or Cuba Service of the Voice*  
23 *of America), the Television Broadcasting to Cuba Act (22*  
24 *U.S.C. 1465aa et seq.), and the International Broadcasting*  
25 *Act of 1994 (title III of the Foreign Relations Authorization*  
26 *Act of 1994, Public Law 103–236), including the purchase,*

1 *rent, construction, and improvement of facilities for radio*  
 2 *and television transmission and reception, and purchase*  
 3 *and installation of necessary equipment for radio and tele-*  
 4 *vision transmission and reception, \$24,809,000, to remain*  
 5 *available until expended.*

6 *RADIO FREE ASIA*

7 *For expenses necessary to carry out the Radio Free*  
 8 *Asia program as authorized by section 309 of the Inter-*  
 9 *national Broadcasting Act of 1994 (title III of the Foreign*  
 10 *Relations Authorization Act of 1994, Public Law 103-236),*  
 11 *\$18,000,000, to remain available until expended, of which*  
 12 *\$8,000,000 is for the purchase, rent, construction, and im-*  
 13 *provement of facilities for radio transmission and reception*  
 14 *and purchase and installation of necessary equipment.*

15 *EAST-WEST CENTER*

16 *To enable the Director of the United States Informa-*  
 17 *tion Agency to provide for carrying out the provisions of*  
 18 *the Center for Cultural and Technical Interchange Be-*  
 19 *tween East and West Act of 1960 (22 U.S.C. 2054-2057),*  
 20 *by grant to the Center for Cultural and Technical Inter-*  
 21 *change Between East and West in the State of Hawaii,*  
 22 *(153) ~~\$20,500,000~~ \$24,500,000: Provided, That none of*  
 23 *the funds appropriated herein shall be used to pay any*  
 24 *salary, or to enter into any contract providing for the pay-*  
 25 *ment thereof, in excess of the rate authorized by 5 U.S.C.*  
 26 *5376.*

1                    ~~(154)~~NORTH/SOUTH CENTER

2            To enable the Director of the United States Informa-  
3 tion Agency to provide for carrying out the provisions of  
4 the North/South Center Act of 1991 (22 U.S.C. 2075),  
5 by grant to an educational institution in Florida known  
6 as the North/South Center, \$5,000,000, to remain avail-  
7 able until expended.

8                    NATIONAL ENDOWMENT FOR DEMOCRACY

9            For grants made by the United States Information  
10 Agency to the National Endowment for Democracy as au-  
11 thorized by the National Endowment for Democracy Act,  
12 ~~(155)\$33,000,000~~ \$35,000,000, to remain available until  
13 expended.

14                    ADMINISTRATIVE PROVISION—UNITED STATES

15                    INFORMATION AGENCY

16            (a) Of the budgetary resources available to the  
17 United States Information Agency during fiscal year  
18 1995, \$1,440,000 are permanently canceled.

19            (b) The Director of the United States Information  
20 Agency shall allocate the amount of budgetary resources  
21 canceled among the Agency's accounts available for pro-  
22 curement and procurement-related expenses. Amounts  
23 available for procurement and procurement-related ex-  
24 penses in each such account shall be reduced by the  
25 amount allocated to such account.



1 (c) For the purposes of this section, the definition  
2 of “procurement” includes all stages of the process of ac-  
3 quiring property or services, beginning with the process  
4 of determining a need for a product or services and ending  
5 with contract completion and closeout, as specified in 41  
6 U.S.C. 403(2).

7 This title may be cited as the “Department of State  
8 and Related Agencies Appropriations Act, 1995”.

9 TITLE VI—GENERAL PROVISIONS

10 SEC. 601. No part of any appropriation contained in  
11 this Act shall be used for publicity or propaganda purposes  
12 not authorized by the Congress.

13 SEC. 602. No part of any appropriation contained in  
14 this Act shall remain available for obligation beyond the  
15 current fiscal year unless expressly so provided herein.

16 SEC. 603. The expenditure of any appropriation  
17 under this Act for any consulting service through procure-  
18 ment contract, pursuant to 5 U.S.C. 3109, shall be limited  
19 to those contracts where such expenditures are a matter  
20 of public record and available for public inspection, except  
21 where otherwise provided under existing law, or under ex-  
22 isting Executive Order issued pursuant to existing law.

23 SEC. 604. If any provision of this Act or the applica-  
24 tion of such provision to any person or circumstances shall  
25 be held invalid, the remainder of the Act and the applica-

1 tion of each provision to persons or circumstances other  
2 than those as to which it is held invalid shall not be af-  
3 fected thereby.

4 SEC. 605. (a) None of the funds provided under this  
5 Act or provided from any accounts in the Treasury of the  
6 United States derived by the collection of fees available  
7 to the agencies funded by this Act shall be available for  
8 obligation or expenditure through a reprogramming of  
9 funds which: (1) creates new programs; (2) eliminates a  
10 program, project, or activity; (3) increases funds or per-  
11 sonnel by any means for any project or activity for which  
12 funds have been denied or restricted; (4) relocates an of-  
13 fice or employees; (5) reorganizes offices, programs, or ac-  
14 tivities; or (6) contracts out or privatizes any functions  
15 or activities presently performed by Federal employees;  
16 unless the Appropriations Committees of both Houses of  
17 Congress are notified fifteen days in advance of such  
18 reprogramming of funds.

19 (b) None of the funds provided under this Act or pro-  
20 vided from any accounts in the Treasury of the United  
21 States derived by the collection of fees available to the  
22 agencies funded by this Act shall be available for obliga-  
23 tion or expenditure for activities, programs, or projects  
24 through a reprogramming of funds in excess of \$500,000  
25 or 10 per centum, whichever is less, that: (1) augments

1 existing programs, projects, or activities; (2) reduces by  
2 10 per centum funding for any existing program, project,  
3 or activity, or numbers of personnel by 10 per centum as  
4 approved by Congress; or (3) results from any general sav-  
5 ings from a reduction in personnel which would result in  
6 a change in existing programs, activities, or projects as  
7 approved by Congress, unless the Appropriations Commit-  
8 tees of both Houses of Congress are notified fifteen days  
9 in advance of such reprogramming of funds.

10 SEC. 606. (a) None of the funds made available in  
11 this Act may be used for the construction, repair (other  
12 than emergency repair), overhaul, conversion, or mod-  
13 ernization of vessels for the National Oceanic and Atmos-  
14 pheric Administration in shipyards located outside of the  
15 United States.

16 (b) None of the funds made available in this Act may  
17 be used for the construction, repair (other than emergency  
18 repair), conversion, or modernization of aircraft for the  
19 National Oceanic and Atmospheric Administration in fa-  
20 cilities located outside the United States and Canada.

21 SEC. 607. (a) PURCHASE OF AMERICAN-MADE  
22 EQUIPMENT AND PRODUCTS.—It is the sense of the Con-  
23 gress that, to the greatest extent practicable, all equip-  
24 ment and products purchased with funds made available  
25 in this Act should be American-made.

1       (b) NOTICE REQUIREMENT.—In providing financial  
2 assistance to, or entering into any contract with, any en-  
3 tity using funds made available in this Act, the head of  
4 each Federal agency, to the greatest extent practicable,  
5 shall provide to such entity a notice describing the state-  
6 ment made in subsection (a) by the Congress.

7       **(156)***SEC. 608. None of the funds made available in*  
8 *this Act may be used to implement, administer, or enforce*  
9 *any guidelines of the Equal Employment Opportunity*  
10 *Commission covering harassment based on religion, when*  
11 *it is made known to the Federal entity or official to which*  
12 *such funds are made available that such guidelines do not*  
13 *differ in any respect from the proposed guidelines published*  
14 *by the Commission on October 1, 1993 (58 Fed. Reg.*  
15 *51266).*

16       **(157)***SEC. 609. None of the funds provided by this*  
17 *Act may be used to approve any export license applications*  
18 *for the launch of United States origin satellites on launch*  
19 *vehicles of the People’s Republic of China or Russia un-*  
20 *less—*

21               *(1) there exists an agreement between the United*  
22 *States and the People’s Republic of China or Russia*  
23 *dealing with commercial launch services,*

24               *(2) the United States Trade Representative cer-*  
25 *tifies, in this case, that the People’s Republic of China*

1        *or Russia is in full compliance with the terms of that*  
2        *agreement with regard to the respective satellite, com-*  
3        *ponents or technology related thereto for which the ex-*  
4        *port license request is pending, and*

5            *(3) the Secretary of State, in consultation with*  
6        *the Secretary of Commerce, certifies that none of the*  
7        *entities dealing with the commercial launch service or*  
8        *their subsidiaries have been found by the United*  
9        *States Government to have engaged in any missile-re-*  
10       *lated transfer prohibited by the Arms Export Control*  
11       *Act or the Export Administration Act of 1979, and*

12           *(4) the Secretary of State certifies that none of*  
13       *the equipment or technical data acquired by Chinese*  
14       *or Russian entities as a direct result of providing*  
15       *commercial launch services for United States-origin*  
16       *satellites will enhance the military capabilities of the*  
17       *People's Republic of China or Russia.*

18       **(158)** *SEC. 610. No funds appropriated herein, or by*  
19       *any other Act, shall be used to pay administrative expenses*  
20       *or the compensation of any officer or employee of the United*  
21       *States to deny or refuse entry into the United States of any*  
22       *goods on the United States Munitions List manufactured*  
23       *or produced in the People's Republic of China, for which*  
24       *authority had been granted to import into the United*  
25       *States, on or before May 26, 1994, and which were, on or*

1 *before May 26, 1994, in a bonded warehouse or foreign*  
2 *trade zone, in port, or, as determined by the United States*  
3 *on a case-by-case basis, in transit.*

4 **(159)SEC. 611. RELIGIOUS LIBERTY.**

5 *(a) FINDINGS.—The Congress finds that—*

6 *(1) the liberties protected by our Constitution in-*  
7 *clude religious liberty protected by the first amend-*  
8 *ment;*

9 *(2) citizens of the United States profess the be-*  
10 *liefs of almost every conceivable religion;*

11 *(3) Congress has historically protected religious*  
12 *expression even from governmental action not in-*  
13 *tended to be hostile to religion;*

14 *(4) the Supreme Court has written that “the free*  
15 *exercise of religion means, first and foremost, the*  
16 *right to believe and profess whatever religious doc-*  
17 *trine one desires”;*

18 *(5) the Supreme Court has firmly settled that*  
19 *under our Constitution the public expression of ideas*  
20 *may not be prohibited merely because the content of*  
21 *the ideas is offensive to some;*

22 *(6) Congress enacted the Religious Freedom Res-*  
23 *toration Act of 1993 to restate and make clear again*  
24 *our intent and position that religious liberty is and*  
25 *should forever be granted protection from unwar-*

1        *ranted and unjustified government intrusions and*  
2        *burdens;*

3                *(7) the Equal Employment Opportunity Com-*  
4        *mission has written proposed guidelines to title VII*  
5        *of the Civil Rights Act of 1964, published in the Fed-*  
6        *eral Register on October 1, 1993, that expand the def-*  
7        *inition of religious harassment beyond established*  
8        *legal standards set forth by the Supreme Court, and*  
9        *that may result in the infringement of religious lib-*  
10       *erty;*

11               *(8) such guidelines do not appropriately resolve*  
12       *issues related to religious liberty and religious expres-*  
13       *sion in the workplace;*

14               *(9) properly drawn guidelines for the determina-*  
15       *tion of religious harassment should provide appro-*  
16       *priate guidance to employers and employees and as-*  
17       *sist in the continued preservation of religious liberty*  
18       *as guaranteed by the first amendment;*

19               *(10) the Commission states in its proposed*  
20       *guidelines that it retains wholly separate guidelines*  
21       *for the determination of sexual harassment because*  
22       *the Commission believes that sexual harassment raises*  
23       *issues about human interaction that are to some ex-*  
24       *tent unique; and*

1           (11) the subject of religious harassment also  
2       raises issues about human interaction that are to  
3       some extent unique in comparison to other harass-  
4       ment.

5       (b) CATEGORY OF RELIGIOUS HARASSMENT IN PRO-  
6       POSED GUIDELINES.—For purposes of issuing final regula-  
7       tions under title VII of the Civil Rights Act of 1964 in con-  
8       nection with the proposed guidelines published by the Equal  
9       Employment Opportunity Commission on October 1, 1993  
10      (58 Fed. Reg. 51266), the Chairperson of the Equal Em-  
11      ployment Opportunity Commission shall ensure that—

12           (1) the category of religion shall be withdrawn  
13      from the proposed guidelines;

14           (2) any new guidelines for the determination of  
15      religious harassment shall be drafted so as to make  
16      explicitly clear that symbols or expressions of reli-  
17      gious belief consistent with the first amendment and  
18      the Religious Freedom Restoration Act of 1993 are  
19      not to be restricted and do not constitute proof of har-  
20      assment;

21           (3) the Commission shall hold public hearings on  
22      such new proposed guidelines; and

23           (4) the Commission shall receive additional pub-  
24      lic comment before issuing similar new regulations.



1 Titles I through VI of this Act may be cited as the  
 2 “Departments of Commerce, Justice, and State, the Judi-  
 3 ciary, and Related Agencies Appropriations Act, 1995”.

4 TITLE VII—FISCAL YEAR 1994 SUPPLEMENTAL  
 5 APPROPRIATIONS

6 The following sums are appropriated, out of any  
 7 money in the Treasury not otherwise appropriated, for the  
 8 fiscal year ending September 30, 1994, and for other pur-  
 9 poses, namely:

10 CHAPTER I

11 ~~(160)~~ DEPARTMENT OF COMMERCE

12 ECONOMIC DEVELOPMENT ADMINISTRATION

13 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

14 *For an additional amount for “Economic Development*  
 15 *Assistance Programs” pursuant to the Public Works and*  
 16 *Economic Development Assistance Act of 1965 as amended,*  
 17 *to be used for grants to assist States and local communities*  
 18 *in recovering from the flooding and damage caused by*  
 19 *Tropical Storm Alberto and other disasters, \$50,000,000 to*  
 20 *remain available until expended; and in addition*  
 21 *\$5,000,000 to remain available until expended, which may*  
 22 *be transferred to and merged with the appropriations for*  
 23 *“Salaries and expenses”: Provided, That the entire amount*  
 24 *is designated by Congress as an emergency requirement*  
 25 *pursuant to section 251(b)(2)(D)(i) of the Balanced Budget*

1 *and Emergency Deficit Control Act of 1985, as amended:*  
 2 *Provided further, That the entire amount shall be available*  
 3 *only to the extent an official budget request, for a specific*  
 4 *dollar amount, that includes designation of the entire*  
 5 *amount of the request as an emergency requirement, as de-*  
 6 *fin ed in the Balanced Budget and Emergency Deficit Con-*  
 7 *trol Act of 1985, as amended, is transmitted to Congress.*

## 8 EMERGENCY SUPPLEMENTAL APPROPRIATIONS

### 9 SMALL BUSINESS ADMINISTRATION

#### 10 DISASTER LOANS PROGRAM ACCOUNT

11 For an additional amount for “Disaster Loans Pro-  
 12 gram Account” for the cost of direct loans for the  
 13 Northridge (161) earthquake and other disasters and as-  
 14 sociated administrative expenses, ~~\$400,000,000~~, which  
 15 ~~shall be~~, *the flooding and other damage caused by Tropical*  
 16 *Storm Alberto in Georgia, Alabama, and Florida, and other*  
 17 *disasters and associated administrative expenses,*  
 18 *\$470,000,000, which shall be available only to the extent*  
 19 *that an official budget request for a specific dollar*  
 20 *amount, that includes designation of the entire amount of*  
 21 *the request as an emergency requirement as defined in*  
 22 *the Balanced Budget and Emergency Deficit Control Act*  
 23 *of 1985, as amended, is transmitted by the President to*  
 24 *Congress, to remain available until expended: Provided,*  
 25 *That of this amount, not to exceed \$135,000,000 is for*

1 administrative expenses of such loans(162), *including not*  
 2 *to exceed \$2,500,000 for the Inspector General of the Small*  
 3 *Business Administration for audits and reviews of disaster*  
 4 *loans and the disaster loan program, and said sums may*  
 5 *be transferred to and merged with appropriations for “Sal-*  
 6 *aries and expenses” and “Office of Inspector General”: Pro-*  
 7 *vided further, That the entire amount is designated by*  
 8 Congress as an emergency requirement pursuant to sec-  
 9 tion 251(b)(2)(D)(i) of the Balanced Budget and Emer-  
 10 gency Deficit Control Act of 1985, as amended.

## 11 DEPARTMENT OF TRANSPORTATION

### 12 FEDERAL HIGHWAY ADMINISTRATION

#### 13 FEDERAL-AID HIGHWAYS

14 Under the head, “Federal-Aid Highways, Emergency  
 15 Relief Program (Highway Trust Fund)” in title I of Pub-  
 16 lic Law 103–211, delete beginning after “\$950,000,000;”  
 17 through “by the President to the Congress, all”.

## 18 CHAPTER II

### 19 SUPPLEMENTAL APPROPRIATIONS

#### 20 DEPARTMENT OF STATE

##### 21 INTERNATIONAL ORGANIZATIONS AND CONFERENCES

##### 22 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING

##### 23 OPERATIONS

24 For an additional amount for “Contributions for  
 25 International Peacekeeping Operations”, \$670,000,000 to

9 SEC. 801. None of the funds made available in this  
10 Act may be used to implement, administer, or enforce any  
11 guidelines of the Equal Employment Opportunity Com-  
12 mission covering harassment based on religion, when it is  
13 made known to the Federal entity or official to which such  
14 funds are made available that such guidelines do not differ  
15 in any respect from the proposed guidelines published by  
16 the Commission on October 1, 1993 (58 Fed. Reg.  
17 51266).

Attest: DONNALD K. ANDERSON,  
*Clerk.*

Attest: MARTHA S. POPE,  
*Secretary.*

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